



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

|       |    |
|-------|----|
| H8172 | 3  |
| H8173 | 6  |
| H8174 | 7  |
| H8175 | 8  |
| H8176 | 9  |
| H8177 | 10 |
| H8178 | 11 |
| H8179 | 12 |
| H8180 | 15 |
| H8181 | 16 |
| H8182 | 21 |
| H8183 | 22 |
| H8184 | 23 |
| H8185 | 27 |
| H8186 | 28 |
| H8187 | 30 |
| H8188 | 32 |
| H8189 | 33 |
| H8190 | 34 |
| H8191 | 35 |
| H8192 | 37 |
| H8193 | 39 |
| H8194 | 40 |
| H8195 | 41 |
| H8196 | 42 |
| H8197 | 43 |
| H8198 | 45 |
| H8199 | 47 |
| H8200 | 48 |
| H8201 | 49 |
| H8202 | 53 |
| H8203 | 56 |
| H8204 | 57 |
| H8205 | 60 |
| H8206 | 62 |
| H8207 | 64 |



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

|              |     |
|--------------|-----|
| H8208 .....  | 65  |
| H8209 .....  | 66  |
| H8210 .....  | 67  |
| H8211 .....  | 68  |
| H8212 .....  | 71  |
| H8213 .....  | 73  |
| H8214 .....  | 77  |
| H8215 .....  | 80  |
| H8216 .....  | 81  |
| H8217 .....  | 82  |
| H8218 .....  | 83  |
| H8219 .....  | 85  |
| H8220 .....  | 86  |
| H8221 .....  | 87  |
| H8222 .....  | 88  |
| HR126 .....  | 89  |
| S5062 .....  | 91  |
| S5063 .....  | 93  |
| S5064 .....  | 95  |
| S5065 .....  | 97  |
| S5066 .....  | 99  |
| S5067 .....  | 100 |
| S5068 .....  | 101 |
| S5069 .....  | 102 |
| S5070 .....  | 103 |
| S5071 .....  | 104 |
| S5072 .....  | 105 |
| S5073 .....  | 106 |
| S5074 .....  | 107 |
| S5075 .....  | 110 |
| S5076 .....  | 111 |
| S5077 .....  | 114 |
| S5078 .....  | 116 |
| S5079 .....  | 117 |
| S5080 .....  | 118 |
| SF2321 ..... | 120 |



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2216

H-8172

1 Amend Senate File 2216, as passed by the Senate, as  
2 follows:

3 1. Page 1, by striking lines 6 through 12 and  
4 inserting <for vehicles registered by the county  
5 treasurer and, except that "registration year" means  
6 the calendar year for ~~vehicles registered by the~~  
7 ~~department or~~ motor trucks and truck tractors with  
8 a combined gross weight exceeding five tons which  
9 are registered by the county treasurer. For leased  
10 vehicles registered by the county treasurer, except for  
11 motor trucks and truck tractors with a combined gross  
12 weight exceeding five tons, "registration year">

13 2. Page 3, by striking lines 21 and 22 and  
14 inserting:

15 <Sec. \_\_\_\_ Section 321.39, subsection 1, Code 2011,  
16 is amended by striking the subsection.>

17 3. By striking page 4, line 22, through page 5,  
18 line 11, and inserting:

19 <Sec. \_\_\_\_ Section 321.106, Code 2011, is amended  
20 to read as follows:

21 **321.106 Registration for fractional part of year.**

22 1. When a ~~vehicle is registered under chapter 326~~  
23 ~~or a~~ motor truck, truck tractor, or road tractor is  
24 registered by the county treasurer for a combined gross  
25 weight exceeding five tons and there is no delinquency  
26 and the registration is made in February or succeeding  
27 months through November, the annual registration fee  
28 shall be prorated for the remaining unexpired months  
29 of the registration year. A fee shall not be required  
30 for the month of December for a vehicle registered on a  
31 calendar year basis on which there is no delinquency.  
32 However, ~~except for a vehicle registered under chapter~~  
33 ~~326,~~ when such a vehicle is registered in November, the  
34 vehicle may be registered for the remaining unexpired  
35 months of the registration year or for the remaining  
36 unexpired months of the registration year and for the  
37 next registration year, upon payment of the applicable  
38 registration fees.

39 2. When a vehicle is registered under chapter  
40 326 and there is no delinquency and the registration  
41 is made in the second through eleventh month of the  
42 registration year, the annual registration fee shall  
43 be prorated for the remaining unexpired months of the  
44 registration year. However, when such a vehicle is  
45 registered in the eleventh month of the registration  
46 year, the vehicle may be registered for the remaining  
47 unexpired months of the registration year and for the  
48 next registration year, upon payment of the applicable  
49 registration fees.

50 ~~2.~~ 3. When a vehicle is registered on a birth

SF2216.4904 (1) 84

-1-

dea/nh

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 month basis and there is no delinquency and the  
2 registration is made in the month after the beginning  
3 of the registration year or succeeding months, the  
4 annual registration fee shall be prorated for the  
5 remaining unexpired months of the registration year.  
6 A fee shall not be required for the month of the  
7 owner's birthday for a vehicle on which there is no  
8 delinquency. However, when a vehicle registered on a  
9 birth month basis is registered during the eleventh  
10 month of the registration year, the vehicle may be  
11 registered for the remaining unexpired months of the  
12 registration year or for the remaining unexpired months  
13 of the registration year and for the next registration  
14 year, upon payment of the applicable registration fees.

15 ~~3-~~ 4. If a fee computed under this section  
16 contains a fractional part of a dollar, the fee  
17 shall be computed to the nearest whole dollar. A fee  
18 computed under this section shall not be less than five  
19 dollars. The fee so computed shall be deemed to be  
20 the annual registration fee for the remainder of the  
21 registration year. This subsection does not apply to  
22 vehicles registered under chapter 326.

23 ~~4-~~ 5. A reduction in the annual registration  
24 fee shall not be allowed by the department until the  
25 applicant files satisfactory evidence to prove that  
26 there is no delinquency in registration.>

27 4. Page 6, by striking lines 19 through 21 and  
28 inserting:

29 <Sec. \_\_\_\_\_. Section 321.134, subsections 1 and 2,  
30 Code 2011, are amended to read as follows:>

31 5. By striking page 7, line 13, through page 8,  
32 line 17, and inserting:

33 <2. The annual registration fee for trucks,  
34 truck tractors, and road tractors registered by the  
35 county treasurer, as provided in sections 321.121  
36 and 321.122, may be payable in two equal semiannual  
37 installments if the annual registration fee exceeds  
38 the annual registration fee for a vehicle with a gross  
39 weight exceeding five tons. The penalties provided  
40 in subsection 1 shall be computed on the amount of  
41 the first installment only and on the first day of  
42 the seventh month of the registration period the same  
43 rate of penalty shall apply to the second installment,  
44 until the fee is paid. ~~Semiannual installments do~~  
45 ~~not apply to commercial vehicles, as defined under~~  
46 ~~section 326.2, subject to proportional registration,~~  
47 ~~with a base state other than the state of Iowa, as~~  
48 ~~defined in section 326.2, subsection 1. The penalty on~~  
49 ~~vehicles registered under chapter 326 accrues August 1~~  
50 ~~of each year except as provided in section 326.6. The~~

SF2216.4904 (1) 84

-2-

dea/nh

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 ~~department shall not allow the annual registration fee~~  
2 ~~for a commercial vehicle registered under chapter 326~~  
3 ~~to be paid in two equal semiannual installments for~~  
4 ~~five years after the registrant has paid the annual~~  
5 ~~registration fee late for two consecutive years.>~~  
6 6. Page 8, by striking lines 18 and 19.  
7 7. Page 8, by striking lines 22 through 32 and  
8 inserting:  
9 <2. During or after the seventh month of a current  
10 registration year, the owner of a motor truck, truck  
11 tractor, or road tractor, ~~semitrailer or trailer~~  
12 ~~may~~, if the owner's operation has not resulted in a  
13 conviction or action pending under this section, may  
14 increase the gross weight registration of the vehicle  
15 to a higher gross weight classification registration by  
16 payment of one-twelfth of the difference between the  
17 annual fee for the higher gross weight and the amount  
18 of the fee for the gross weight at which ~~it~~ the vehicle  
19 is registered, multiplied by the number of unexpired  
20 months of the registration year.>  
21 8. Page 25, by striking lines 16 through 23  
22 and inserting <section 321.134, subsection 2, to  
23 eliminate semiannual installment payments for certain  
24 registration fees, and the section of this Act amending  
25 section 321.106, relating to proration of certain  
26 registration fees, shall be implemented on and after>  
27 9. Title page, line 1, by striking <the  
28 registration of motor trucks, truck>  
29 10. Title page, by striking line 2.  
30 11. By renumbering as necessary.

---

WATTS of Dallas



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2400

H-8173

- 1 Amend the amendment, H-8072, to House File 2400 as
- 2 follows:
- 3 1. Page 1, after line 13 by inserting:
- 4 <\_\_. Page 12, lines 24 and 25, by striking <to
- 5 fill a vacancy in another elective city office>>
- 6 2. By renumbering as necessary.

---

GASKILL of Wapello



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2385

H-8174

- 1 Amend House File 2385 as follows:  
2 1. Page 1, by striking line 4 and inserting  
3 <teacher endorsed to teach only science, mathematics,  
4 engineering, or technology courses at the grade nine  
5 through grade twelve level, an>  
6 2. Page 1, line 7, by striking <mathematics  
7 or science> and inserting <science, mathematics,  
8 engineering, or technology>  
9 3. Page 1, line 8, after <institution;> by  
10 inserting <has successfully completed at least one  
11 semester credit hour in an online methodology course at  
12 the university of northern Iowa;>  
13 4. Page 1, by striking line 10 and inserting  
14 <experience in a profession related to science,  
15 mathematics, engineering, or technology; and>  
16 5. Title page, by striking lines 2 through 4  
17 and inserting <professional employment experience  
18 in a profession related to science, mathematics,  
19 engineering, or technology, as teachers for secondary  
20 level science, mathematics, engineering, or technology  
21 courses.>

---

BYRNES of Mitchell



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8175

- 1 Amend House File 2380 as follows:  
2 1. Page 3, line 25, after <rule.> by inserting  
3 <The provisions of section 256.18 shall be considered  
4 by the state board in developing the core curriculum  
5 requirements.>  
6 2. Page 4, after line 12 by inserting:  
7 <Sec. \_\_\_\_\_. Section 256.18, subsection 1, Code 2011,  
8 is amended by adding the following new paragraph:  
9 NEW PARAGRAPH. *Ob.* Implementation of the core  
10 curriculum requirements established pursuant to  
11 section 256.7, subsection 26, on-going professional  
12 development, and assessment in the areas of student  
13 performance and educator performance shall include high  
14 expectations, fair and reliable measures of student  
15 achievement and teacher performance, and building  
16 capacities that address research-based and data-driven  
17 intentional cultures of safety and engagement,  
18 competencies for positive behaviors, competencies for  
19 deeper learning, and college, career, and citizenship  
20 readiness.>  
21 3. By renumbering as necessary.

---

RAECKER of Polk

---

CHAMBERS of O'Brien





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8176

- 1 Amend House File 2380 as follows:  
2 1. Page 5, line 11, by striking <and  
3 administration>  
4 2. Page 7, line 30, by striking <chapter 272> and  
5 inserting <chapter 272>  
6 3. Page 7, line 31, by striking <chapter 256>  
7 4. Page 10, by striking lines 11 through 15 and  
8 inserting <repealed effective July 1, 2013, if the  
9 general assembly fails to enact legislation during  
10 the 2013 Regular Session of the Eighty-fifth General  
11 Assembly advancing the proposed statewide evaluator  
12 evaluation system task force recommendations, as  
13 approved by the state board of education, relating to  
14 the establishment of a statewide teacher evaluation  
15 system and a statewide administrator evaluation  
16 system.>  
17 5. Page 10, line 18, by striking <providing for>  
18 and inserting <during the 2013 Regular Session of the  
19 Eighty-fifth General Assembly advancing the proposed  
20 statewide evaluator evaluation system task force  
21 recommendations, as approved by the state board of  
22 education, relating to>  
23 6. Page 10, lines 20 and 21, by striking <during  
24 the 2013 Regular Session of the Eighty-fifth General  
25 Assembly>  
26 7. Title page, line 4, by striking <and providing>  
27 and inserting <providing>  
28 8. Title page, line 5, by striking <funds> and  
29 inserting <funds; and including effective date  
30 provisions>

---

CHAMBERS of O'Brien

HF2380.4789 (2) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8177

- 1 Amend House File 2380 as follows:  
2 1. Page 49, line 21, after <the> by inserting  
3 <school district shall notify the student's parent  
4 or guardian that the parent or guardian may enroll  
5 the student in a summer reading program offered in  
6 accordance with subsection 3, paragraph "b". If the  
7 parent or guardian does not enroll the student in the  
8 summer reading program or if the student does not  
9 successfully complete the summer reading program, the>  
10 2. Page 49, line 22, after <three.> by inserting  
11 <If the student successfully completes the summer  
12 reading program but is not proficient as demonstrated  
13 by scoring on an assessment approved by the department  
14 pursuant to section 256.9, subsection 53, the student  
15 may be promoted to grade four but, until proficiency  
16 is reached, shall be required to participate for  
17 at least one class period per day in the corrective  
18 reading program curriculum established by the national  
19 institute for direct instruction.>  
20 3. Page 51, line 35, after <including> by inserting  
21 <a summer reading program and>  
22 4. Page 52, by striking line 12.

---

J. TAYLOR of Woodbury

---

---

HF2380.4936 (3) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8178

- 1 Amend House File 2380 as follows:
- 2 1. By striking page 25, line 21, through page 26,
- 3 line 8.
- 4 2. Page 26, by striking lines 14 through 27.
- 5 3. By renumbering as necessary.

---

CHAMBERS of O'Brien



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8179

1 Amend House File 2380 as follows:

2 1. By striking page 11, line 29, through page 12,  
3 line 25, and inserting:

4 <Sec. \_\_\_\_\_. Section 256.7, subsection 8, Code  
5 Supplement 2011, is amended by striking the subsection  
6 and inserting in lieu thereof the following:

7 8. Adopt rules providing for the establishment of  
8 an online learning program model.

9 a. The rules shall limit the statewide enrollment  
10 of pupils in educational instruction and course content  
11 that is delivered primarily over the internet to not  
12 more than one-half of one percent of the statewide  
13 enrollment of all pupils.

14 b. For purposes of this section and sections  
15 256.9 and 256.27, "online learning" means educational  
16 instruction and content which is delivered primarily  
17 over the internet. "Online learning" does not include  
18 printed-based correspondence education, broadcast  
19 television or radio, videocassettes, or stand-alone  
20 educational software programs that do not have a  
21 significant internet-based instructional component.

22 Sec. \_\_\_\_\_. Section 256.9, Code Supplement 2011, is  
23 amended by adding the following new subsection:

24 NEW SUBSECTION. 65. a. Develop and establish an  
25 online learning program model in accordance with rules  
26 adopted pursuant to section 256.7, subsection 8.

27 b. Grant a waiver to school districts, charter  
28 schools, and accredited nonpublic schools that  
29 implement an online learning program aligned with the  
30 program model developed and established pursuant to  
31 this subsection. A school district or school seeking a  
32 waiver pursuant to this paragraph shall submit a plan  
33 for an online learning program to the director for  
34 approval. A school district or school whose online  
35 learning program plan is approved by the director may  
36 be granted a waiver only for purposes of implementing  
37 the approved online learning program. The standards  
38 that may be waived pursuant to this paragraph are as  
39 follows:

40 (1) The minimum number of instructional days  
41 required pursuant to section 279.10, subsection  
42 1, and the minimum number of instructional hours  
43 required pursuant to section 256.7, subsection 19.  
44 Notwithstanding any provision to the contrary, the  
45 waiver may exempt school districts and schools from  
46 any statutory requirement that students be physically  
47 present in a school building and under the guidance and  
48 instruction of the instructional professional staff  
49 employed by the school district or the school except as  
50 necessary under the rules adopted pursuant to section

HF2380.4919 (1) 84

-1-

kh/rj

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 256.7, subsection 8.

2 (2) Any statutory requirement that a subject being  
3 studied by a student enrolled in an approved online  
4 learning program be a subject that is offered and  
5 taught by the professional staff of the school district  
6 or school.

7 c. Require that the school district or school  
8 granted a waiver pursuant to paragraph "b" implement  
9 and incorporate into its comprehensive school  
10 improvement plan required under section 256.7,  
11 subsection 21, accountability measures designed to  
12 demonstrate that academic credit is awarded based  
13 upon successful completion of content or achievement  
14 of competencies by students enrolled in the approved  
15 online learning program.

16 d. Establish criteria for school districts or  
17 schools to use when choosing providers of online  
18 learning to meet the online learning program  
19 requirements specified in rules adopted pursuant to  
20 section 256.7, subsection 8.

21 Sec. \_\_\_\_\_. NEW SECTION. 256.27 Online learning  
22 program model.

23 1. *Online learning program model established.* The  
24 director, pursuant to section 256.9, subsection 65,  
25 shall establish an online learning program model that  
26 provides for the following:

27 a. Online access to high-quality content,  
28 instructional materials, and blended learning.

29 b. Coursework customized to the needs of the  
30 student using online content.

31 c. A means for a student to demonstrate competency  
32 in completed online coursework.

33 d. High-quality online instruction taught by  
34 appropriately licensed teachers.

35 e. Online content and instruction evaluated on the  
36 basis of student learning outcomes.

37 f. Use of funds available for online learning for  
38 program development, implementation, and innovation.

39 g. Infrastructure that supports online learning.

40 h. Online administration of online course  
41 assessments.

42 2. *Online learning program waiver application.* A  
43 school district, charter school, or accredited  
44 nonpublic school may apply to the department for a  
45 waiver to implement an online learning program pursuant  
46 to section 256.9, subsection 65.

47 3. *Private providers.* At the discretion of  
48 the school board or authorities in charge of an  
49 accredited nonpublic school, after consideration  
50 of circumstances created by necessity, convenience,

HF2380.4919 (1) 84

-2-

kh/rj

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 and cost-effectiveness, courses developed by private  
2 providers may be utilized by the school district or  
3 school in implementing a high-quality online learning  
4 program. Courses obtained from private providers shall  
5 be taught by teachers licensed under this chapter.  
6 4. *Grading.* Grades in online courses shall be  
7 based, at a minimum, on whether a student mastered the  
8 subject, demonstrated competency, and met the standards  
9 established by the school district. Grades shall be  
10 conferred by appropriately licensed teachers only.  
11 5. *Accreditation criteria.* All online courses and  
12 programs shall meet existing accreditation standards.  
13 Sec. \_\_\_\_\_. Section 256.33, subsection 1, Code 2011,  
14 is amended to read as follows:  
15 1. The department shall consort with school  
16 districts, area education agencies, community colleges,  
17 and colleges and universities ~~to provide assistance~~  
18 ~~to them~~ in the use of educational technology for  
19 instruction purposes. The department shall consult  
20 with the advisory committee on telecommunications,  
21 established in section 256.7, subsection 7, and other  
22 users of educational technology on the development  
23 and operation of programs under this section, section  
24 256.9, subsection 65, and section 256.27.>  
25 2. By renumbering as necessary.

---

CHAMBERS of O'Brien



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8180

- 1 Amend House File 2380 as follows:  
2 1. Page 3, after line 25 by inserting:  
3 <(3) Notwithstanding any provision to the contrary,  
4 an accredited nonpublic school is not required to  
5 meet the core curriculum and core content standards  
6 requirements of this chapter that are in conflict  
7 with tenets and practices of the bona fide religious  
8 institution in charge of the school.>  
9 2. Page 14, line 11, after <submitted> by inserting  
10 <for posting>  
11 3. Page 14, by striking lines 12 and 13 and  
12 inserting <districts, area education agencies, and  
13 charter schools; and may be submitted by accredited  
14 nonpublic schools.>  
15 4. By renumbering as necessary.

\_\_\_\_\_  
J. TAYLOR of Woodbury

\_\_\_\_\_  
CHAMBERS of O'Brien

\_\_\_\_\_  
HAGENOW of Polk

\_\_\_\_\_  
KLEIN of Washington



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8181

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION

4 TRAINING PREPARATION AND LICENSURE PROVISIONS

5 Sec. \_\_\_\_\_. Section 256.7, subsection 30, Code  
6 Supplement 2011, is amended to read as follows:

7 30. Set standards and procedures for the approval  
8 of training programs for individuals who seek an  
9 authorization issued by the board of educational  
10 examiners for ~~employment~~ the following:

11 a. Employment as a school business official  
12 responsible for the financial operations of a school  
13 district.

14 b. Employment as a school administration manager  
15 responsible for assisting a school principal in  
16 performing noninstructional duties.

17 Sec. \_\_\_\_\_. Section 256.16, subsection 1, Code 2011,  
18 is amended by striking the subsection and inserting in  
19 lieu thereof the following:

20 1. Pursuant to section 256.7, subsection 5, the  
21 state board shall adopt rules requiring all higher  
22 education institutions providing approved practitioner  
23 preparation programs to do the following:

24 a. Require any candidate for admission to the  
25 practitioner preparation program to have a cumulative  
26 postsecondary grade point average at the time of  
27 application of at least three on a four-point scale,  
28 or its equivalent if another scale is used, unless the  
29 institution, at its discretion, determines that good  
30 cause exists. Each institution shall submit to the  
31 department annually the number of students who received  
32 good cause exemptions under this paragraph, the reasons  
33 the exemptions were granted, and the academic outcomes  
34 of the students receiving good cause exemptions.

35 b. (1) Administer a basic skills test, which  
36 has been approved by the director, to practitioner  
37 preparation program admission candidates. Candidates  
38 who do not successfully pass the test with a score  
39 above the twenty-fifth percentile nationally shall be  
40 denied admission to the program.

41 (2) A student shall not successfully complete the  
42 program unless the student achieves scores above the  
43 twenty-fifth percentile nationally on an assessment  
44 approved by the director in pedagogy and at least one  
45 content area, and, beginning July 1, 2013, achieves a  
46 cumulative grade point average in the program of at  
47 least three point on a four-point grade scale, or its  
48 equivalent if another grade scale is used.

49 c. Include preparation in reading programs and  
50 integrate reading strategies into content area methods

HF2380.4890 (2) 84

-1-

kh/rj

1/5





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 coursework.  
2 *d.* Include in the professional education program,  
3 preparation that contributes to the education of  
4 students with disabilities and students who are  
5 gifted and talented, and preparation in classroom  
6 management addressing high-risk behaviors including  
7 but not limited to behaviors related to substance  
8 abuse. Preparation required under this paragraph must  
9 be successfully completed before graduation from the  
10 practitioner preparation program.  
11 Sec. \_\_\_\_\_. Section 272.1, Code 2011, is amended by  
12 adding the following new subsection:  
13 NEW SUBSECTION. 11A. "School administration  
14 manager" means a person who is authorized to assist  
15 a school principal in performing noninstructional  
16 administrative duties.  
17 Sec. \_\_\_\_\_. Section 272.2, subsection 13, Code  
18 Supplement 2011, is amended to read as follows:  
19 13. ~~Adopt rules to provide for nontraditional~~  
20 ~~preparation options for licensing persons who hold~~  
21 ~~a bachelor's degree from an accredited college or~~  
22 ~~university, who do not meet other requirements for~~  
23 licensure establish alternative licensure pathways for  
24 an initial teacher license and an initial administrator  
25 license and endorsement pursuant to section 272.16.  
26 The rules shall prescribe standards and procedures  
27 for the approval of alternative principal licensing  
28 programs which may be offered in this state by  
29 designated agencies located within or outside this  
30 state. Procedures provided for approval of alternative  
31 principal licensing programs shall include procedures  
32 for enforcement of the prescribed standards.  
33 Sec. \_\_\_\_\_. NEW SECTION. 272.16 Alternative  
34 licensure and endorsement.  
35 1. The board shall establish alternative licensure  
36 pathways for an initial teacher license and an initial  
37 administrator license and endorsement.  
38 2. The alternative pathway for an initial teacher  
39 license shall include all of the following components:  
40 *a.* A requirement that the applicant for the  
41 alternative pathway to an initial teacher license meet  
42 all of the following criteria:  
43 (1) Hold, at a minimum, a bachelor's degree from  
44 a regionally accredited postsecondary institution and  
45 twenty-four postsecondary credit hours in the content  
46 area to be taught at the licensure level sought by the  
47 applicant; or, in order to teach a foreign language,  
48 the applicant shall hold at least a bachelor's degree  
49 and be a native speaker of the language to be taught.  
50 (2) Have successfully passed a background check

HF2380.4890 (2) 84

-2-

kh/rj

2/5



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 conducted in accordance with section 272.2, subsection  
2 17.  
3 (3) Have at least three recent consecutive years of  
4 successful, relevant work experience.  
5 (4) Have successfully passed a basic skills test,  
6 approved by the director, for acceptance. An applicant  
7 utilizing the alternative pathway to an initial teacher  
8 license shall not be issued such a license unless  
9 the student achieves scores above the twenty-fifth  
10 percentile nationally on an examination approved by the  
11 board for knowledge of pedagogies and in at least one  
12 content area.  
13 (5) Have a cumulative postgraduate grade point  
14 average of at least three on a four-point scale, or its  
15 equivalent if another grade scale is used.  
16 b. A requirement that the person issued an initial  
17 teacher license pursuant to this subsection shall,  
18 during the person's first three years of teaching,  
19 successfully complete a beginning teacher mentoring and  
20 induction program pursuant to section 284.5, and shall  
21 successfully complete eighteen postsecondary credit  
22 hours of pedagogy coursework before the person may be  
23 issued a license beyond the initial license.  
24 3. The alternative pathway for an initial  
25 administrator license shall include all of the  
26 following components:  
27 a. A requirement that the applicant for the  
28 alternative pathway to an initial administrator license  
29 meet all of the following criteria:  
30 (1) Hold, at a minimum, a bachelor's degree from a  
31 regionally accredited postsecondary institution.  
32 (2) Have successfully passed a background check  
33 conducted in accordance with section 272.2, subsection  
34 17.  
35 b. A requirement that a person who is issued an  
36 initial administrator license through the alternative  
37 pathway specified by this subsection may be employed by  
38 a school district or accredited nonpublic school and,  
39 for the first consecutive three years of employment  
40 as a building principal, shall be supervised and  
41 mentored by a person who holds a valid professional  
42 administrator license.  
43 4. A person with at least five recent years of  
44 successful experience as a professional educator, and  
45 who is enrolled in an alternative principal licensing  
46 program approved by the board, may qualify for an  
47 initial administrator license.  
48 5. A person with at least five recent years of  
49 successful management experience in business; industry;  
50 local, state, or federal government; or the military

HF2380.4890 (2) 84

-3-

kh/rj

3/5



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 service of the United States, and who has successfully  
2 completed an alternative principal licensing program  
3 approved by the board, may qualify for an initial  
4 administrator license.

5 6. a. The alternative pathway for an initial  
6 administrator endorsement for school superintendents  
7 and area education agency administrators shall require  
8 an applicant to meet all of the following criteria:

9 (1) Hold, at a minimum, a bachelor's degree from a  
10 regionally accredited postsecondary institution.

11 (2) Have successfully passed a background check  
12 conducted in accordance with section 272.2, subsection  
13 17.

14 (3) Have at least five recent years of successful,  
15 relevant experience as a professional educator or  
16 management experience in business; industry; local,  
17 state, or federal government; or the military service  
18 of the United States.

19 b. A person issued an initial administrator  
20 endorsement for superintendents or area education  
21 agency administrators under this subsection shall  
22 successfully complete a beginning mentoring and  
23 induction program with a mentor who is a superintendent  
24 or area education agency administrator, as appropriate.

25 c. A person issued an initial administrator  
26 endorsement for superintendents or area education  
27 agency administrators pursuant to this subsection,  
28 who successfully completes three years of experience  
29 as a superintendent or area education agency  
30 administrator, may be issued a license beyond the  
31 initial administrator endorsement.

32 7. Upon application, a person who holds an initial  
33 administrator license issued pursuant to subsection 3,  
34 and who has three years of successful experience as a  
35 principal, shall be issued a professional administrator  
36 license.

37 Sec. \_\_\_\_\_. Section 272.25, subsection 1, Code 2011,  
38 is amended to read as follows:

39 1. A requirement that each student admitted to  
40 an approved practitioner preparation program must  
41 participate in field experiences that include both  
42 observation and participation in teaching activities in  
43 a variety of school settings. These field experiences  
44 shall comprise a total of at least fifty hours in  
45 duration, at least ten hours of which shall occur prior  
46 to a student's acceptance in an approved practitioner  
47 preparation program. The student teaching experience  
48 shall be a minimum of ~~twelve~~ fifteen weeks in duration  
49 during the student's final year of the practitioner  
50 preparation program.

HF2380.4890 (2) 84

-4-

kh/rj

4/5



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1     Sec. \_\_\_\_\_. Section 272.31, Code 2011, is amended by  
2 adding the following new subsection:  
3     NEW SUBSECTION. 2A. The board shall issue a school  
4 administration manager authorization to an individual  
5 who successfully completes a training program that  
6 meets the standards set by the state board pursuant to  
7 section 256.7, subsection 30, and who complies with  
8 rules adopted by the state board pursuant to subsection  
9 3.>  
10     2. By renumbering as necessary.

\_\_\_\_\_  
CHAMBERS of O'Brien

\_\_\_\_\_  
FORRISTALL of Pottawattamie

\_\_\_\_\_  
DOLECHECK of Ringgold



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2435

H-8182

- 1 Amend House File 2435 as follows:
- 2 1. Page 29, by striking lines 10 through 13.
- 3 2. By renumbering as necessary.

---

M. SMITH of Marshall



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2260

H-8183

- 1 Amend Senate File 2260, as passed by the Senate, as
- 2 follows:
- 3 1. Page 5, by striking lines 3 through 13.
- 4 2. Page 6, by striking lines 9 through 25.
- 5 3. By renumbering as necessary.

---

SWAIM of Davis



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2429

H-8184

1 Amend House File 2429 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. Section 715A.8, Code 2011, is amended  
5 to read as follows:

6 **715A.8 Identity theft — offenses — penalties.**

7 1. *a.* For purposes of this section, "*identification*  
8 *information*" includes, but is not limited to, the  
9 name, address, date of birth, telephone number,  
10 driver's license number, nonoperator's identification  
11 card number, social security number, student  
12 identification number, military identification number,  
13 alien identification or citizenship status number,  
14 employer identification number, signature, electronic  
15 mail signature, electronic identifier ~~or screen~~  
16 ~~name, biometric identifier, genetic identification~~  
17 ~~information, access device, logo, symbol, trademark,~~  
18 ~~place of employment, employee identification number,~~  
19 ~~parent's legal surname prior to marriage, demand~~  
20 ~~deposit account number, savings or checking account~~  
21 ~~number, or credit card number of a person.~~

22 *b.* For purposes of this section, "*financial*  
23 *institution*" means the same as defined in section  
24 527.2, and includes an insurer organized under Title  
25 XIII, subtitle 1, of this Code, or under the laws of  
26 any other state or the United States.

27 2. *a.* A person commits the offense of identity  
28 theft if the person ~~fraudulently uses or attempts to~~  
29 ~~fraudulently use identification information of another~~  
30 ~~person, with the intent to obtain credit, property,~~  
31 ~~services, or other benefit knowingly takes, purchases,~~  
32 ~~manufactures, records, possesses, uses, or attempts to~~  
33 ~~take, purchase, manufacture, record, possess, or use~~  
34 ~~identification information of another person or entity~~  
35 ~~without the consent of the other person or entity~~  
36 ~~with the intent to obtain or use the identification~~  
37 ~~information for any unlawful purpose, to cause loss~~  
38 ~~to the other person or entity, to obtain or continue~~  
39 ~~employment, or to obtain any pecuniary benefit to which~~  
40 ~~the person would not otherwise be entitled. An offense~~  
41 ~~is committed regardless of whether the other person or~~  
42 ~~entity actually suffers any economic loss as a result~~  
43 ~~of the offense or whether the person actually obtains~~  
44 ~~any pecuniary benefit.~~

45 *b.* A person commits the offense of knowingly  
46 accepting the identity of another person if the person,  
47 in hiring an employee, knowingly does both of the  
48 following:

49 (1) Accepts any identification information of  
50 another person with knowledge that the other person

HF2429.4953 (2) 84

-1-

rn/sc

1/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 presenting the identification information is not  
2 the actual person identified by that identification  
3 information.  
4 (2) Uses the identification information for the  
5 purpose of determining whether the person who presented  
6 the identification information has the legal right or  
7 authorization under federal law to work in the United  
8 States as described and determined pursuant to the  
9 processes and procedures under 8 U.S.C. § 1324a.  
10 c. (1) A person commits the offense of aggravated  
11 identity theft if the person does either of the  
12 following:  
13 (a) Knowingly takes, purchases, manufactures,  
14 records, possesses, uses, or attempts to take,  
15 purchase, manufacture, record, possess, or use  
16 identification information of five or more other  
17 persons or entities without the consent of the other  
18 persons or entities with the intent to obtain or  
19 use the identification information for any unlawful  
20 purpose, to cause loss to the persons or entities, or  
21 to obtain any pecuniary benefit to which the person  
22 would not otherwise be entitled. An offense is  
23 committed regardless of whether the persons or entities  
24 actually suffer any economic loss as a result of the  
25 offense or whether the person actually obtains any  
26 pecuniary benefit.  
27 (b) Commits the offense of identity theft under  
28 paragraph "a" and causes another person or entity to  
29 suffer an economic loss of three thousand dollars or  
30 more.  
31 (2) In an action for aggravated identity  
32 theft pursuant to this paragraph "c", proof of  
33 possession outside the regular course of business of  
34 identification information of five or more persons  
35 or entities may give rise to an inference that the  
36 identification information was possessed for an  
37 unlawful purpose.  
38 d. A person commits the offense of trafficking  
39 identity theft if the person knowingly sells,  
40 transfers, or transmits any identification information  
41 of another person or entity without the consent of  
42 the other person or entity for any unlawful purpose,  
43 to cause loss to the person or entity, or to obtain  
44 any pecuniary benefit to which the person would  
45 not otherwise be entitled. An offense is committed  
46 regardless of whether the other person or entity  
47 actually suffers any economic loss as a result of the  
48 offense or whether the person actually obtains any  
49 pecuniary benefit.  
50 3. If the value of the credit, property, or

HF2429.4953 (2) 84

-2-

rn/sc

2/4





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 ~~services exceeds one thousand dollars, the person~~  
2 ~~commits a class "D" felony. If the value of the~~  
3 ~~credit, property, or services does not exceed one~~  
4 ~~thousand dollars, the person commits an aggravated~~  
5 ~~misdemeanor. A violation of this subsection shall be~~  
6 ~~punishable as follows:~~  
7 a. A person who violates subsection 2, paragraph  
8 "a", commits a class "D" felony.  
9 b. A person who violates subsection 2, paragraph  
10 "b", commits a class "D" felony, and notwithstanding  
11 section 902.9, subsection 5, shall be punished by  
12 confinement for no more than seven years and a fine of  
13 at least eight hundred fifty dollars but not more than  
14 eight thousand five hundred dollars.  
15 c. A person who violates subsection 2, paragraph  
16 "c", commits a class "C" felony.  
17 d. A person who violates subsection 2, paragraph  
18 "d", commits a class "C" felony, and notwithstanding  
19 section 902.9, subsection 4, shall be punished by  
20 confinement for no more than twelve years and a fine of  
21 at least one thousand two hundred fifty dollars but not  
22 more than ten thousand two hundred fifty dollars.  
23 4. A person of the applicable age indicated  
24 in this section who knowingly takes, purchases,  
25 manufactures, records, possesses, uses, or attempts  
26 to take, purchase, manufacture, record, possess, or  
27 use identification information of another person or  
28 entity for the following purposes may be considered  
29 to have violated the applicable statute or ordinance  
30 governing such purposes but shall not be considered to  
31 have committed any offense of identity theft under this  
32 section:  
33 a. Possession or purchase of alcohol by a person  
34 under the age of twenty-one.  
35 b. Entry by a person under the age of twenty-one  
36 onto the premises of an establishment where one may  
37 purchase alcoholic beverages as defined in section  
38 123.3 for consumption on the premises and in which the  
39 serving of food is only incidental to the consumption  
40 of those beverages.  
41 c. Entry by a person under the age of seventeen  
42 onto the premises of a motion picture theater for the  
43 viewing of a motion picture which is prohibited to be  
44 viewed by persons under the age of seventeen.  
45 d. Possession or purchase of cigarettes or tobacco  
46 products by a person under the age of eighteen.  
47 e. Entry by a person under the age of twenty-one  
48 onto the premises of a racetrack, excursion boat, or  
49 gambling structure.  
50 f. Entry by a person under the age of eighteen onto

HF2429.4953 (2) 84

-3-

rn/sc

3/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 the premises of a business establishment other than  
2 an establishment identified in paragraph "b", "c", or  
3 "e" of this section where such entry is prohibited by  
4 persons under the age of eighteen.  
5 g. Obtaining employment in violation of chapter 92.  
6 ~~4.~~ 5. A violation of this section is an unlawful  
7 practice under section 714.16.  
8 ~~5.~~ 6. Violations of this section shall be  
9 prosecuted in any of the following venues:  
10 a. In the county in which the violation occurred.  
11 b. If the violation was committed in more than  
12 one county, or if the elements of the offense were  
13 committed in more than one county, then in any county  
14 where any violation occurred or where an element of the  
15 offense occurred.  
16 c. In the county where the victim resides.  
17 d. In the county where the property that was  
18 fraudulently used or attempted to be used subject to  
19 the violation was located at the time of the violation.  
20 ~~6.~~ 7. Any real or personal property obtained by  
21 a person as a result of a violation of this section,  
22 including but not limited to any money, interest,  
23 security, claim, contractual right, or financial  
24 instrument that is in the possession of the person,  
25 shall be subject to seizure and forfeiture pursuant  
26 to chapter 809A. A victim injured by a violation  
27 of this section, or a financial institution that  
28 has indemnified a victim injured by a violation of  
29 this section, may file a claim as an interest holder  
30 pursuant to section 809A.11 for payment of damages  
31 suffered by the victim including costs of recovery and  
32 reasonable attorney fees.  
33 ~~7.~~ 8. A financial institution may file a complaint  
34 regarding a violation of this section on behalf of a  
35 victim and shall have the same rights and privileges as  
36 the victim if the financial institution has indemnified  
37 the victim for such violations.  
38 ~~8.~~ 9. Upon the request of a victim, a peace  
39 officer in any jurisdiction described in subsection 5  
40 6 shall take a report regarding an alleged violation  
41 of this section and shall provide a copy of the  
42 report to the victim. The report may also be provided  
43 to any other law enforcement agency in any of the  
44 jurisdictions described in subsection 5 6.>

---

BALTIMORE of Boone

HF2429.4953 (2) 84

-4-

rn/sc

4/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8185

1 Amend House File 2380 as follows:  
2 1. Page 11, line 16, by striking <The> and  
3 inserting <Except as otherwise provided in this  
4 subsection, the>  
5 2. Page 11, line 22, after <program.> by inserting  
6 <Moneys in the fund shall not be disbursed for a grant  
7 award under this section without the approval of the  
8 state board.>

---

J. TAYLOR of Woodbury

---

KAUFMANN of Cedar

---

PAUSTIAN of Scott

---

BYRNES of Mitchell



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8186

1 Amend House File 2380 as follows:

2 1. Page 12, after line 1 by inserting:

3 <Sec. \_\_\_\_\_. NEW SECTION. 256.27 Iowa learning  
4 online initiative.

5 1. An Iowa learning online initiative is  
6 established within the department of education to  
7 partner with school districts and accredited nonpublic  
8 schools to provide distance education to high school  
9 students statewide. The department shall utilize  
10 a variety of content repositories, including those  
11 maintained by the area education agencies and the  
12 public broadcasting division, in administering the  
13 initiative.

14 2. Coursework offered under the initiative shall  
15 meet the requirements of section 256.7, subsections  
16 7, 8, and 9, and shall be taught by an appropriately  
17 licensed teacher who has completed an online-learning  
18 -for-Iowa-educators-professional-development project  
19 offered by area education agencies, a teacher  
20 preservice program, or comparable coursework.

21 3. Under the initiative, students must be enrolled  
22 in a participating school district or school, which  
23 is responsible for recording grades received for  
24 initiative coursework in a student's permanent record,  
25 awarding high school credit for initiative coursework,  
26 and issuing high school diplomas to students enrolled  
27 in the district or school who participate and complete  
28 coursework under the initiative. Each participating  
29 school district or school shall identify a site  
30 coordinator to serve as a student advocate and as a  
31 liaison between the initiative staff and teachers and  
32 the school district or school.

33 4. Coursework offered under the initiative shall  
34 be rigorous and high quality, and the department  
35 shall annually evaluate the quality of the courses,  
36 ensure that coursework is aligned with the state's  
37 core curriculum and core content requirements and  
38 standards, as well as national standards of quality for  
39 online courses issued by an internationally recognized  
40 association for kindergarten through grade twelve  
41 online learning.

42 5. The department may waive any requirement that a  
43 subject being studied under the initiative by a student  
44 enrolled in a school district or school participating  
45 in the initiative be a subject that is offered and  
46 taught by the professional staff of the participating  
47 school district or school.>

48 2. By renumbering as necessary.

HF2380.4956 (1) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

---

J. TAYLOR of Woodbury

---



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2428

H-8187

1 Amend the amendment, H-8151, to House File 2428 as  
2 follows:  
3 1. By striking page 1, line 4, through page 2, line  
4 14, and inserting:  
5 <<Section 1. Section 321.457, subsection 2, Code  
6 2011, is amended by adding the following new paragraph:  
7 NEW PARAGRAPH. n. (1) Notwithstanding paragraph  
8 "g" or any other provision of this chapter, the  
9 department is authorized to adopt rules providing for  
10 economic export corridors for the transportation of  
11 goods or products manufactured in Iowa to or through  
12 the state of South Dakota and for the return of  
13 unladen semitrailers or unladen full trailers used for  
14 the transportation of those goods or products. The  
15 rules may authorize the operation of the following  
16 combinations of vehicles on an economic export  
17 corridor:  
18 (a) A truck tractor-semitrailer-semitrailer  
19 converted to a full trailer by use of a dolly equipped  
20 with a fifth wheel which is considered a part of the  
21 trailer for all purposes, and not a separate unit.  
22 (b) A truck tractor-semitrailer-full trailer.  
23 (c) A truck tractor-semitrailer-semitrailer.  
24 (2) Rules adopted pursuant to this paragraph "n"  
25 shall provide that combinations of vehicles authorized  
26 to operate on an economic export corridor shall meet  
27 all of the following requirements:  
28 (a) The length of the combination of vehicles,  
29 excluding the length of the truck tractor, shall not  
30 exceed eighty-one and one-half feet.  
31 (b) The length of either semitrailer or full  
32 trailer shall not exceed forty-five feet. When the  
33 semitrailers in a truck tractor-semitrailer-semitrailer  
34 combination are connected by a rigid frame extension  
35 including a fifth wheel connection point attached  
36 to the rear frame of the first semitrailer, the  
37 length of the frame extension shall not be included  
38 when determining the overall length of the first  
39 semitrailer.  
40 (c) The weight of the second semitrailer or full  
41 trailer shall not exceed the weight of the first  
42 semitrailer by more than three thousand pounds.  
43 (d) The gross weight of the combination of vehicles  
44 shall not exceed eighty thousand pounds and the  
45 combination of vehicles shall not exceed the gross axle  
46 weight limits of section 321.463, subsection 2.  
47 (e) The load on each semitrailer or full trailer  
48 in the combination shall be an indivisible load. For  
49 the purpose of issuing permits for height or width  
50 under chapter 321E, the combination of vehicles shall

H8151.4968 (1) 84

-1-

dea/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 be considered an indivisible load so long as the load  
2 on each semitrailer or full trailer in the combination  
3 remains an indivisible load.  
4 (3) An economic export corridor established by  
5 the department shall not include any segment of the  
6 interstate system or any part of the national network  
7 of highways identified pursuant to 23 C.F.R. pt.  
8 658. This subparagraph does not prohibit operation on  
9 any segment of the interstate system or part of the  
10 national network of highways that is permitted under  
11 paragraph "e".  
12 (4) For purposes of this paragraph "n", "full  
13 trailer" means as defined in 49 C.F.R. § 390.>>

---

WORTHAN of Buena Vista



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8188

- 1 Amend House File 2380 as follows:  
2 1. Page 55, after line 22 by inserting:  
3 <DIVISION \_\_\_\_\_  
4 REGENTS UNIVERSITIES — CENTERS OF EXCELLENCE  
5 Sec. \_\_\_\_\_. Section 262.9, Code Supplement 2011, is  
6 amended by adding the following new subsection:  
7 NEW SUBSECTION. 36. Provide for the establishment  
8 of a center for excellence at each of the institutions  
9 of higher education governed by the board. The goal  
10 of the board shall be to make each center unique and,  
11 in doing so, eliminate or reduce as much as reasonably  
12 possible the duplication of effort, programs, and  
13 coursework offered by the institutions of higher  
14 education the board governs.>  
15 2. Title page, line 3, after <examiners,> by  
16 inserting <the state board of regents,>  
17 3. By renumbering as necessary.

---

BYRNES of Mitchell





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8189

- 1 Amend House File 2380 as follows:  
2 1. By striking page 16, line 6, through page 21,  
3 line 13.  
4 2. Page 22, line 9, by striking <a.>  
5 3. By striking page 22, line 11, through page 23,  
6 line 35, and inserting <students enrolled in grade  
7 ten.>

\_\_\_\_\_  
WINCKLER of Scott

\_\_\_\_\_

\_\_\_\_\_



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2406

H-8190

- 1 Amend House File 2406 as follows:  
2 1. Page 1, line 14, after <facility> by inserting  
3 <incorporated within or associated with an ethanol  
4 plant to assist the ethanol plant in meeting a low  
5 carbon fuel standard>  
6 2. Page 2, by striking lines 7 and 8 and inserting  
7 <associated with an ethanol cogeneration plant engaged  
8 in the sale of ethanol to states to meet assist the  
9 ethanol plant in>

---

WAGNER of Linn

---

QUIRK of Chickasaw



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8191

1 Amend House File 2380 as follows:  
2 1. Page 4, after line 12 by inserting:  
3 <Sec. \_\_\_\_\_. NEW SECTION. 256.27 Remediation  
4 council.  
5 1. A remediation council is established consisting  
6 of eight members appointed as follows:  
7 a. One member representing the community colleges  
8 appointed by the president of the Iowa association of  
9 community college presidents.  
10 b. One member representing the accredited private  
11 institutions appointed by the president of the Iowa  
12 association of independent colleges and universities.  
13 c. One member representing the institutions of  
14 higher education governed by the state board of regents  
15 appointed by the president of the state board of  
16 regents.  
17 d. One member representing the practitioner  
18 preparation programs at institutions of higher  
19 education governed by the state board of regents  
20 appointed by the president of the state board of  
21 regents.  
22 e. One member representing school districts  
23 appointed by the president of the Iowa association of  
24 school boards.  
25 f. One member representing accredited nonpublic  
26 schools appointed by the director of the department of  
27 education.  
28 g. One member representing the department of  
29 education appointed by the director of the department  
30 of education.  
31 h. One member representing the area education  
32 agencies appointed by the area education agency  
33 administrators.  
34 2. Council members shall serve three-year terms  
35 beginning and ending as provided in section 69.19,  
36 and appointments shall comply with sections 69.16 and  
37 69.16A. Vacancies on the council shall be filled in  
38 the same manner as the original appointment. A person  
39 appointed to fill a vacancy shall serve only for the  
40 unexpired portion of the term.  
41 3. The member representing the department of  
42 education shall convene the initial meeting. The  
43 council shall elect one of its members as chairperson.  
44 The council shall meet at least quarterly, and at any  
45 time on the call of the chairperson.  
46 4. a. The department shall provide staffing  
47 services for the council.  
48 b. Notwithstanding section 257.16, subsection 5,  
49 the administrative costs of the council shall be paid  
50 from the appropriation made pursuant to section 257.16,

HF2380.4976 (1) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 subsection 5.  
2 5. a. Prior to the initial meeting of the council,  
3 the member representing the community colleges shall  
4 convene a meeting of members appointed pursuant to  
5 subsection 1, paragraphs "a" through "d" to define  
6 "remediation" for purposes of the council and outline  
7 the skills and expectations for postsecondary level  
8 attendance. The definitions and outline shall be  
9 distributed and discussed at the initial council  
10 meeting.  
11 b. The council shall identify measures to help  
12 students transition from the secondary to the  
13 postsecondary level, limit the cost of remediation,  
14 define and standardize the skill sets that determine  
15 the need for remediation, and create effective  
16 partnerships between secondary schools and higher  
17 education institutions. The council shall review  
18 activities and services designed to align school  
19 district curricula with core postsecondary level  
20 requirements and decrease the need for remedial  
21 coursework at the secondary school grade level through  
22 grade sixteen. The council shall develop strategies to  
23 strengthen grade nine through grade sixteen standards,  
24 competencies, assessment systems, and the professional  
25 development of teachers. For the fiscal year beginning  
26 July 1, 2012, the council shall focus on mathematics  
27 and English remediation measures.  
28 6. The council shall submit its findings and  
29 recommendations in a report to the state board  
30 of education and the general assembly by November  
31 15 annually. The state board and department of  
32 education shall use the findings and recommendations to  
33 strengthen the common core curriculum and core content  
34 standards.>  
35 2. Page 5, after line 5 by inserting:  
36 <Sec. \_\_\_\_\_. CONTINGENT EFFECTIVENESS. Section  
37 256.27, subsection 4, paragraph "b", as enacted by this  
38 division of this Act, takes effect only if the section  
39 of the division of this Act enacting section 257.16,  
40 subsection 5, is enacted.>  
41 3. By renumbering as necessary.

---

BYRNES of Mitchell

---

HF2380.4976 (1) 84

-2-

kh/rj

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2360

H-8192

1 Amend House File 2360 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. Section 543B.7, subsection 5, Code  
5 2011, is amended to read as follows:

6 5. The acts of an auctioneer who is not a licensee  
7 in conducting a public sale or auction, as provided in  
8 this subsection.

9 a. The auctioneer's role must be limited to  
10 establishing the time, place, and method of an auction;  
11 advertising the auction including which shall be  
12 limited to a brief description of the property for  
13 auction and the time and place for the auction; and  
14 crying the property at the auction.

15 (1) The auctioneer shall provide in any advertising  
16 the name and address of the real estate broker who is  
17 providing brokerage services for the transaction and  
18 the name of the real estate broker, or attorney, or  
19 closing company who is responsible for closing the sale  
20 of the property.

21 (2) The real estate broker providing brokerage  
22 services shall be present at the time of the auction  
23 and, if found to be in violation of this subsection,  
24 shall be subject to a civil penalty of ~~two~~ one thousand  
25 five hundred dollars.

26 (3) If the auctioneer closes or attempts to close  
27 the sale of the property or otherwise engages in acts  
28 defined in sections 543B.3 and 543B.6, or paragraph  
29 "b" of this subsection, then the requirements of this  
30 chapter do apply to the auctioneer.

31 b. An auctioneer who is not a licensee is expressly  
32 prohibited from engaging in the following acts:

33 (1) Contacting the public regarding real property  
34 beyond that which is permitted under this section with  
35 the purpose of securing or facilitating the sale of  
36 such real property.

37 (2) Independently showing property or hosting open  
38 houses.

39 (3) Making material and substantive representations  
40 regarding title, financing, or closings.

41 (4) Discussing or explaining a contract, lease,  
42 agreement, or other real estate document, other than  
43 the contract for conducting the auction or other acts  
44 permitted by this subsection, with a prospective buyer,  
45 owner, or tenant of the real property, with the purpose  
46 of securing or facilitating the sale of such real  
47 property.

48 (5) Collecting or holding deposit moneys, rent,  
49 other moneys, or anything of value received from the  
50 owner of real property or from a prospective buyer

HF2360.4972 (1) 84

-1-

rn/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 or tenant, other than fees, commissions, or other  
2 consideration paid in exchange for conducting the  
3 auction or other acts permitted by this subsection,  
4 with the purpose of securing or facilitating the sale  
5 of such real property.  
6 (6) Providing owners of real property or  
7 prospective buyers or tenants with advice,  
8 recommendations, or suggestions regarding the sale,  
9 purchase, exchange, rental, or leasing of real  
10 property, except with regard to acts permitted under  
11 this subsection.  
12 (7) Falsely representing in any manner, orally or  
13 in writing, that the auctioneer is a licensee.  
14 c. If an investigation pursuant to this chapter  
15 reveals that an auctioneer has violated this subsection  
16 or has assumed to act in the capacity of a real  
17 estate broker or real estate salesperson, the real  
18 estate commission ~~may~~ shall issue a cease and desist  
19 order, and shall ~~issue a warning letter notifying the~~  
20 ~~auctioneer of the violation~~ impose a penalty of one  
21 thousand dollars for the first offense, and impose a  
22 penalty of up to the greater of ten thousand dollars  
23 or ten percent of the real estate sales price for each  
24 subsequent violation.>  
25 2. Title page, by striking lines 1 through 3 and  
26 inserting <An Act relating to the authorized activities  
27 of auctioneers in conducting a public sale or auction  
28 of real estate, and providing penalty provisions.>

BALTIMORE of Boone



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8193

- 1 Amend House File 2380 as follows:
- 2 1. Page 55, before line 23 by inserting:
- 3 <DIVISION \_\_\_\_\_
- 4 USE OF PPEL REVENUES
- 5 Sec. \_\_\_\_\_. Section 298.3, subsection 1, paragraph i,
- 6 Code Supplement 2011, is amended to read as follows:
- 7 i. Purchase or repair of transportation equipment
- 8 for transporting students.>
- 9 2. By renumbering as necessary.

---

BYRNES of Mitchell



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8194

- 1 Amend House File 2380 as follows:
- 2 1. Page 14, by striking lines 6 through 13.
- 3 2. By renumbering as necessary.

---

SWEENEY of Hardin

---

ALONS of Sioux





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8195

- 1 Amend House File 2380 as follows:
- 2 1. Page 14, line 11, by striking <shall> and
- 3 inserting <may>

---

SWEENEY of Hardin

---

ALONS of Sioux



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8196

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_\_

4 KINDERGARTEN REQUIREMENT

5 Sec. \_\_\_\_\_. Section 299.1A, Code 2011, is amended to  
6 read as follows:

7 **299.1A Compulsory attendance age.**

8 1. A Except as provided in subsection 2, a  
9 child who has reached the age of six and is under  
10 sixteen years of age by September 15 is of compulsory  
11 attendance age. However, if a child enrolled in a  
12 school district or accredited nonpublic school reaches  
13 the age of sixteen on or after September 15, the child  
14 remains of compulsory age until the end of the regular  
15 school calendar.

16 2. A child who has reached the age of five by  
17 September 15 and who is enrolled in a school district  
18 shall be considered to be of compulsory attendance  
19 age.>

20 2. By renumbering as necessary.

---

STECKMAN of Cerro Gordo

---

WINCKLER of Scott

---

CHAMBERS of O'Brien

---

FORRISTALL of Pottawattamie

---

DOLECHECK of Ringgold

HF2380.4779 (3) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8197

1 Amend House File 2380 as follows:  
2 1. Page 4, after line 12 by inserting:  
3 <Sec. \_\_\_\_\_. NEW SECTION. 256.27 Remediation  
4 council.  
5 1. A remediation council is established consisting  
6 of eight members appointed as follows:  
7 a. One member representing the community colleges  
8 appointed by the president of the Iowa association of  
9 community college presidents.  
10 b. One member representing the accredited private  
11 institutions appointed by the president of the Iowa  
12 association of independent colleges and universities.  
13 c. One member representing the institutions of  
14 higher education governed by the state board of regents  
15 appointed by the president of the state board of  
16 regents.  
17 d. One member representing the practitioner  
18 preparation programs at institutions of higher  
19 education governed by the state board of regents  
20 appointed by the president of the state board of  
21 regents.  
22 e. One member representing school districts  
23 appointed by the president of the Iowa association of  
24 school boards.  
25 f. One member representing accredited nonpublic  
26 schools appointed by the director of the department of  
27 education.  
28 g. One member representing the department of  
29 education appointed by the director of the department  
30 of education.  
31 h. One member representing the area education  
32 agencies appointed by the area education agency  
33 administrators.  
34 2. Council members shall serve three-year terms  
35 beginning and ending as provided in section 69.19,  
36 and appointments shall comply with sections 69.16 and  
37 69.16A. Vacancies on the council shall be filled in  
38 the same manner as the original appointment. A person  
39 appointed to fill a vacancy shall serve only for the  
40 unexpired portion of the term.  
41 3. The member representing the department of  
42 education shall convene the initial meeting. The  
43 council shall elect one of its members as chairperson.  
44 The council shall meet at least quarterly, and at any  
45 time on the call of the chairperson. The department  
46 shall provide staffing services for the council.  
47 4. a. Prior to the initial meeting of the council,  
48 the member representing the community colleges shall  
49 convene a meeting of members appointed pursuant to  
50 subsection 1, paragraphs "a" through "d" to define

HF2380.4962 (3) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 "remediation" for purposes of the council and outline  
2 the skills and expectations for postsecondary level  
3 attendance. The definitions and outline shall be  
4 distributed and discussed at the initial council  
5 meeting.  
6     **b.** The council shall identify measures to help  
7 students transition from the secondary to the  
8 postsecondary level, limit the cost of remediation,  
9 define and standardize the skill sets that determine  
10 the need for remediation, and create effective  
11 partnerships between secondary schools and higher  
12 education institutions. The council shall review  
13 activities and services designed to align school  
14 district curricula with core postsecondary level  
15 requirements and decrease the need for remedial  
16 coursework at the secondary school grade level through  
17 grade sixteen. The council shall develop strategies to  
18 strengthen grade nine through grade sixteen standards,  
19 competencies, assessment systems, and the professional  
20 development of teachers.  
21     **5.** The council shall submit its findings and  
22 recommendations in a report to the state board  
23 of education and the general assembly by November  
24 15 annually. The state board and department of  
25 education shall use the findings and recommendations to  
26 strengthen the common core curriculum and core content  
27 standards.>  
28     **2.** By renumbering as necessary.

---

WINCKLER of Scott

---

STECKMAN of Cerro Gordo

---

CHAMBERS of O'Brien

---

FORRISTALL of Pottawattamie

---

DOLECHECK of Ringgold

HF2380.4962 (3) 84

-2-

kh/rj

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8198

1 Amend House File 2380 as follows:

2 1. Page 14, after line 27 by inserting:

3 <Sec. \_\_\_\_\_. Section 257.11, subsection 7, Code 2011,  
4 is amended to read as follows:

5 7. ~~Shared classes delivered over the Iowa~~  
6 ~~communications network.~~

7 a. A school district that provides a virtual class  
8 to a pupil in another school district and the school  
9 district receiving that virtual class for a pupil shall  
10 each receive a supplemental weighting of one-twentieth  
11 of the percentage of the pupil's school day during  
12 which the pupil attends the virtual class.

13 b. Fifty percent of the funding the school district  
14 providing the virtual class receives as a result of  
15 this subsection shall be reserved as additional pay for  
16 the virtual classroom instructor. If an instructor's  
17 contract provides additional pay for teaching a virtual  
18 class, the instructor shall receive the greater amount  
19 of either the amount provided for in this paragraph or  
20 the amount provided for in the instructor's contract.

21 c. A school district receiving a virtual class for  
22 a pupil from a community college, which class meets  
23 the sharing agreement requirements in subsection 3,  
24 shall receive a supplemental funding weighting of  
25 one-twentieth of the percentage of the pupil's school  
26 day during which the pupil attends the virtual class.

27 d. For the purposes of this subsection, "virtual  
28 class" means either any of the following:

29 (1) A class provided by a school district to  
30 a pupil in another school district via the Iowa  
31 communications network's video services.

32 (2) A class provided by a community college to a  
33 pupil in a school district via the Iowa communications  
34 network's video services.

35 (3) An advanced placement course provided to a  
36 pupil in a school district under an agreement with  
37 the Iowa online advanced placement academy science,  
38 technology, engineering, and mathematics initiative  
39 under section 263.8A, subsection 2.

40 (4) A course provided by the Iowa learning online  
41 initiative of the department of education to a pupil  
42 in a school district under an agreement with the  
43 department.>

44 2. By renumbering as necessary.

---

WINCKLER of Scott

HF2380.4850 (2) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

---

STECKMAN of Cerro Gordo

---

CHAMBERS of O'Brien

---

FORRISTALL of Pottawattamie

---

DOLECHECK of Ringgold



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8199

1 Amend House File 2380 as follows:

2 1. By striking page 2, line 27, through page 3,  
3 line 25.

4 2. Page 5, after line 5 by inserting:

5 <Sec. \_\_\_\_\_. DEPARTMENT OF EDUCATION — CORE  
6 CURRICULUM STUDY. The department of education shall  
7 conduct a study of the core curriculum and the core  
8 content standards and the skills necessary to prepare  
9 students for the future. The department shall develop  
10 a plan for meeting the global education needs of  
11 students in kindergarten through grade twelve that,  
12 at a minimum, determines how to incorporate content  
13 areas that include but are not limited to fine arts,  
14 applied arts, humanities, physical education, and world  
15 languages into the core curriculum. The department  
16 shall submit its findings and recommendations in a  
17 report to the general assembly by November 15, 2012.>  
18 3. By renumbering as necessary.

---

WINCKLER of Scott

---

---

HF2380.4935 (1) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8200

- 1 Amend House File 2380 as follows:
- 2 1. By striking page 12, line 26, through page 14,
- 3 line 5.
- 4 2. By renumbering as necessary.

---

WINCKLER of Scott

---

---





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8201

1 Amend House File 2380 as follows:

2 1. By striking page 11, line 27, through page 12,  
3 line 25.

4 2. Page 55, by striking lines 2 through 22 and  
5 inserting:

6 <DIVISION \_\_\_\_\_  
7 ONLINE LEARNING

8 Sec. \_\_\_\_\_. Section 256.7, subsections 7, 8, and 9,  
9 Code Supplement 2011, are amended to read as follows:

10 7. Adopt rules under chapter 17A for the use  
11 of telecommunications as an instructional tool and  
12 for educational instruction and content delivery  
13 primarily over the internet for students enrolled in  
14 kindergarten through grade twelve and served by local  
15 school districts, accredited or approved nonpublic  
16 schools, area education agencies, community colleges,  
17 institutions of higher education under the state board  
18 of regents, and independent colleges and universities  
19 in elementary and secondary school classes and courses.  
20 The rules shall include but need not be limited to  
21 rules relating to programs, rigorous alignment of all  
22 coursework to the core curriculum and core content  
23 standards, educational policy, instructional practices,  
24 staff development, use of pilot projects, curriculum  
25 monitoring, and the accessibility of licensed teachers.

26 a. When curriculum is provided by means of  
27 telecommunications or delivered over the internet, it  
28 shall be taught by an appropriately licensed a teacher  
29 licensed under chapter 272. The When provided by  
30 means of telecommunications, the teacher shall either  
31 be present in the classroom, or be present at the  
32 location at which the curriculum delivered by means of  
33 telecommunications originates.

34 b. The rules shall provide that when the curriculum  
35 is taught by an appropriately licensed teacher at the  
36 location at which the telecommunications originates,  
37 the curriculum received at a remote site shall be under  
38 the supervision of a licensed teacher. The licensed  
39 teacher at the originating site may provide supervision  
40 of students at a remote site or the school district  
41 in which the remote site is located may provide for  
42 supervision at the remote site if the school district  
43 deems it necessary or if requested to do so by the  
44 licensed teacher at the originating site.

45 c. For the purposes of this subsection,  
46 "supervision" means that the curriculum is monitored  
47 by a licensed teacher licensed under chapter 272 and  
48 the teacher is accessible to the students receiving the  
49 curriculum by means of telecommunications or delivery  
50 over the internet.

HF2380.4853 (3) 84

-1-

kh/rj

1/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 ~~e.~~ d. The state board shall establish an  
2 advisory committee to make recommendations for  
3 rules required under this subsection on the use of  
4 telecommunications as an instructional tool and for  
5 educational instruction and content delivery primarily  
6 over the internet. The committee shall be composed  
7 of representatives from community colleges and other  
8 accredited institutions of higher education, area  
9 education agencies, accredited or approved nonpublic  
10 schools, and local school districts from various  
11 enrollment categories. The representatives shall  
12 include board members, school administrators, teachers,  
13 parents, students, and associations interested in  
14 education.

15 ~~d.~~ e. For the purpose of the rules adopted by  
16 the state board, telecommunications means narrowcast  
17 communications through systems that are directed toward  
18 a narrowly defined audience and includes interactive  
19 live communications, and coursework delivered over the  
20 internet may also be referred to as online learning.

21 8. Rules adopted under this section shall provide  
22 that the following:

23 a. That telecommunications and delivery of  
24 curriculum over the internet shall not be used by  
25 school districts as the exclusive means to provide any  
26 course which is required by the minimum educational  
27 standards for accreditation.

28 b. That not more than fifty percent of a student's  
29 coursework may be delivered over the internet, except  
30 when it is medically necessary for a student to take an  
31 extended leave of absence from the classroom.

32 c. That a school district implementing an online  
33 learning curriculum at its discretion may offer courses  
34 developed by private providers. However, such courses  
35 shall meet the requirements of this subsection and  
36 subsections 7 and 9.

37 9. Develop evaluation procedures that will  
38 measure the effects of instruction by means of  
39 telecommunications or delivered over the internet  
40 on student achievement, socialization, intellectual  
41 growth, motivation, and other related factors deemed  
42 relevant by the state board, for the development of an  
43 educational database. The state board shall consult  
44 with the state board of regents and the practitioner  
45 preparation departments at its institutions, other  
46 practitioner preparation departments located within  
47 private colleges and universities, educational research  
48 agencies or facilities, and other agencies deemed  
49 appropriate by the state board, in developing these  
50 procedures.

HF2380.4853 (3) 84

-2-

kh/rj

2/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1     Sec. \_\_\_\_\_. Section 256.9, Code Supplement 2011, is  
2 amended by adding the following new subsection:  
3     NEW SUBSECTION. 65. Develop and establish  
4 an online learning program model that meets the  
5 requirements of section 256.7, subsections 7, 8, and  
6 9, prepares teachers to meet the needs of students in  
7 an online environment, including but not limited to  
8 building community, developing strategies for working  
9 with virtual students, and assessing virtual students.  
10    Sec. \_\_\_\_\_. NEW SECTION. 256.24 Iowa learning online  
11 initiative.  
12    1. An Iowa learning online initiative is  
13 established within the department of education to  
14 partner with school districts to provide distance  
15 education to high school students statewide. The  
16 department shall utilize a variety of content  
17 repositories, including those maintained by the  
18 area education agencies and the public broadcasting  
19 division, in administering the initiative.  
20    2. Coursework offered under the initiative shall  
21 meet the requirements of section 256.7, subsections  
22 7, 8, and 9, and shall be taught by an appropriately  
23 licensed teacher who has completed an online-learning  
24 -for-Iowa-educators-professional-development project  
25 offered by area education agencies, a teacher  
26 preservice program, or comparable coursework.  
27    3. Under the initiative, students must be  
28 enrolled in a participating school district, which  
29 is responsible for recording grades received for  
30 initiative coursework in a student's permanent record,  
31 awarding high school credit for initiative coursework,  
32 and issuing high school diplomas to students enrolled  
33 in the district who participate and complete coursework  
34 under the initiative. Each participating school shall  
35 identify a site coordinator to serve as a student  
36 advocate and as a liaison between the initiative staff  
37 and teachers and the school district.  
38    4. Coursework offered under the initiative shall  
39 be rigorous and high quality, and the department  
40 shall annually evaluate the quality of the courses,  
41 ensure that coursework is aligned with the state's  
42 core curriculum and core content requirements and  
43 standards, as well as national standards of quality for  
44 online courses issued by an internationally recognized  
45 association for kindergarten through grade twelve  
46 online learning.  
47    Sec. \_\_\_\_\_. Section 256.33, subsection 3, Code 2011,  
48 is amended to read as follows:  
49    3. Priority shall be given to programs integrating  
50 ~~telecommunications~~ educational technology into the

HF2380.4853 (3) 84

-3-

kh/rj

3/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 classroom. The department may award grants to school  
2 corporations and higher education institutions to  
3 perform the functions listed in this section.  
4 Sec. \_\_\_\_\_. Section 279.47, Code 2011, is amended to  
5 read as follows:  
6 **279.47 Telecommunications and internet delivery**  
7 **— participation by school districts in database**  
8 **development.**  
9 The board of directors of each school district  
10 ~~utilizing telecommunications as an instructional tool~~  
11 providing instruction by means of telecommunications  
12 or delivered over the internet shall participate in  
13 procedures adopted by the state board of education  
14 under section 256.7, subsection 9.>  
15 3. By renumbering as necessary.

---

MASCHER of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8202

1 Amend House File 2380 as follows:

2 1. Page 10, line 26, by striking <INNOVATION  
3 ACCELERATION PROGRAM> and inserting <INNOVATIVE  
4 PRACTICES COMMISSION — GRANTS>

5 2. By striking page 10, line 27, through page 11,  
6 line 14, and inserting:

7 <Sec. \_\_\_\_\_. Section 256.7, Code Supplement 2011, is  
8 amended by adding the following new subsection:

9 NEW SUBSECTION. 35. Adopt rules relating to goals  
10 and program administration for the innovative practices  
11 grants awarded in equal amounts by the innovative  
12 practices commission to school districts under section  
13 256.25. The rules shall provide application procedures  
14 and eligibility criteria, criteria for awarding of  
15 grants, and program evaluation requirements. The goals  
16 shall be designed, at a minimum, to enable grantees to  
17 accomplish all of the following:

18 a. Expand and develop innovative practices that can  
19 serve as models of best practices.

20 b. Work in partnership with the private sector,  
21 community-based organizations, and the philanthropic  
22 community.

23 c. Identify and document best practices that can be  
24 shared and expanded based on demonstrated success.

25 Sec. \_\_\_\_\_. NEW SECTION. 256.25 Innovative practices  
26 commission — grants — fund.

27 1. An innovative practices commission is  
28 established to review and evaluate applications from  
29 school districts for innovation practices grants  
30 in accordance with rules adopted by the state board  
31 pursuant to section 256.7, subsection 35. The purpose  
32 of the grants shall be to improve student education  
33 by supporting the implementation of, and investment  
34 in, innovative practices that are research-based;  
35 and have an impact on improving student achievement  
36 and student academic growth, closing achievement  
37 gaps, decreasing dropout rates, increasing parental  
38 involvement, increasing attendance rates, or increasing  
39 college career program enrollment and completion rates.  
40 The director shall disburse grant moneys from the  
41 fund established under this section in equal amounts  
42 to grant recipients as directed by the commission.  
43 The commission may designate a portion of the moneys  
44 available in the fund established under this section to  
45 be held in reserve for a designated fiscal year.

46 2. The commission shall consist of eleven voting  
47 members and five ex officio, nonvoting members  
48 appointed as follows:

49 a. The voting members shall be members of the  
50 general public appointed as follows:

HF2380.4849 (3) 84

-1-

kh/rj

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 (1) One member shall be appointed by the governor.  
2 (2) Two members shall be appointed by the president  
3 of the senate.  
4 (3) One member shall be appointed by the minority  
5 leader of the senate.  
6 (4) Two members shall be appointed by the speaker  
7 of the house of representatives.  
8 (5) One member shall be appointed by the minority  
9 leader of the house of representatives.  
10 (6) One member representing public postsecondary  
11 education institutions who is employed by a public  
12 postsecondary education institution and who shall be  
13 appointed by the governor.  
14 (7) Three members representing three different  
15 school districts who shall be appointed by the governor  
16 as follows:  
17 (a) One member shall be a teacher employed by  
18 a school district or area education agency who is  
19 appointed from a list of three names submitted by a  
20 certified employee organization representing teachers  
21 licensed under chapter 272.  
22 (b) One member shall be an administrator employed  
23 by a school district who is appointed from a list of  
24 three names submitted by a statewide organization  
25 representing administrators licensed under chapter 272.  
26 (c) One member shall be a member of a board of  
27 directors of a school district who is appointed by a  
28 statewide organization representing schools boards.  
29 b. The ex officio, nonvoting members shall be  
30 appointed as follows:  
31 (1) One member who is a member of the state board  
32 of education appointed by the chairperson of the state  
33 board of education.  
34 (2) One member who is a member of the senate shall  
35 be appointed by the president of the senate.  
36 (3) One member who is a member of the senate shall  
37 be appointed by the minority leader of the senate.  
38 (4) One member who is a member of the house of  
39 representatives shall be appointed by the speaker of  
40 the house of representatives.  
41 (5) One member who is a member of the house of  
42 representatives shall be appointed by the minority  
43 leader of the house of representatives.  
44 c. In appointing members to the commission, proper  
45 consideration shall be given to persons with experience  
46 or special knowledge in one or more of the following  
47 areas: education, business, technology, and finance.  
48 d. Commission appointments shall be made in a  
49 manner which provides geographical representation and  
50 complies with sections 69.16, 69.16A, and 69.16C.

HF2380.4849 (3) 84

-2-

kh/rj

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 e. The initial meeting of the commission shall  
2 be convened by the member representing the public  
3 postsecondary education institutions. The commission  
4 members shall elect a chairperson from among the voting  
5 members of the commission.  
6 f. A majority of the voting members constitutes a  
7 quorum for the transaction of any official business.  
8 g. Public members of the commission are entitled  
9 to receive reimbursement for actual expenses incurred  
10 while engaged in the performance of official duties.  
11 Legislators' expenses shall be paid from funds  
12 appropriated by section 2.12.  
13 h. Meetings of the commission shall be subject to  
14 chapters 21 and 22.  
15 3. The department of education shall provide  
16 staffing assistance to the commission.  
17 4. The commission shall report annually to the  
18 general assembly by December 1 the number grants  
19 awarded, the names of the school districts receiving  
20 grants and the grant amounts disbursed to each  
21 district, the purposes for which the grants were  
22 awarded, and the measurable outcomes achieved.>  
23 3. Page 11, by striking line 15 and inserting:  
24 <5. An innovative practices fund is created in the  
25 state>  
26 4. Page 11, line 17, after <director> by inserting  
27 <in accordance with this section>  
28 5. Page 11, lines 21 and 22, by striking <for  
29 purposes of the innovation acceleration program>  
30 6. Page 11, after line 26 by inserting:  
31 <Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
32 of this Act, being deemed of immediate importance,  
33 takes effect upon enactment.>  
34 7. Title page, line 5, by striking <funds> and  
35 inserting <funds; and including effective date  
36 provisions>  
37 8. By renumbering as necessary.

---

MASCHER of Johnson

HF2380.4849 (3) 84

-3-

kh/rj

3/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8203

- 1 Amend House File 2380 as follows:
- 2 1. By striking page 16, line 6, through page 21,
- 3 line 13.
- 4 2. Page 22, line 9, by striking <a.>
- 5 3. Page 22, by striking lines 12 through 17 and
- 6 inserting <on or after July 1, 2012.>
- 7 4. By striking page 22, line 18, through page 23,
- 8 line 35.
- 9 5. By renumbering as necessary.

---

WINCKLER of Scott

---

---

HF2380.4902 (1) 84

-1-

kh/rj

1/1





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8204

1 Amend House File 2380 as follows:

2 1. By striking page 5, line 6, through page 10,  
3 line 24, and inserting:

4 <DIVISION \_\_\_\_\_  
5 TEACHER PERFORMANCE, INSTRUCTIONAL TIME, AND SCHOOL  
6 TRANSPORTATION

7 Sec. \_\_\_\_\_. TEACHER PERFORMANCE, INSTRUCTIONAL TIME,  
8 AND SCHOOL TRANSPORTATION — COMMISSION REPORT.

9 1. A teacher evaluation, performance, and  
10 career development commission is created to develop  
11 recommendations for measures to improve teacher  
12 evaluation, teacher performance, and career development  
13 opportunities for teachers; changes to the minimum  
14 requirements for a school day and school year; and  
15 measures to equalize school transportation costs for  
16 school districts, including but not limited to a review  
17 of alternative transportation funding methods that can  
18 provide stronger incentives for districts to operate  
19 their transportation systems efficiently. With regard  
20 to instructional time, the commission shall review the  
21 following:

22 a. Whether the minimum length of an instructional  
23 day should be extended and, if so, whether the  
24 instructional day should be extended for all students  
25 or for specific groups of students.

26 b. Whether the minimum number of instructional days  
27 or hours in a school year should be increased and, if  
28 so, whether the minimum number of days or hours in a  
29 school year should be increased for all students or for  
30 specific groups of students.

31 c. Whether the minimum number of instructional days  
32 or hours should be rearranged to result in a shorter  
33 summer break, with other days or weeks off throughout  
34 the school year.

35 d. Whether the minimum school year should be  
36 defined by a number of days or by a number of  
37 instructional hours.

38 e. Whether there should be a uniform, statewide  
39 start date for the school year that can only be  
40 waived for the purpose of implementing an innovative  
41 educational program.

42 f. Whether resources necessary to extend the  
43 minimum length of an instructional day or the minimum  
44 length of a school year are justified when compared to  
45 competing education priorities.

46 2. The commission shall consist of eleven voting  
47 members and five ex officio, nonvoting members  
48 appointed by July 1, 2012, as follows:

49 a. The voting members shall be members of the  
50 general public appointed as follows:

HF2380.4778 (2) 84

-1-

kh/rj

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1       (1) One member shall be appointed by the governor.  
2       (2) Two members shall be appointed by the president  
3 of the senate.  
4       (3) One member shall be appointed by the minority  
5 leader of the senate.  
6       (4) Two members shall be appointed by the speaker  
7 of the house of representatives.  
8       (5) One member shall be appointed by the minority  
9 leader of the house of representatives.  
10      (6) One member representing public postsecondary  
11 education institutions who is employed by a public  
12 postsecondary education institution and who shall be  
13 appointed by the governor.  
14      (7) Three members representing three different  
15 school districts who shall be appointed by the governor  
16 as follows:  
17      (a) One member shall be a teacher employed by  
18 a school district or area education agency who is  
19 appointed from a list of three names submitted by a  
20 certified employee organization representing teachers  
21 licensed under chapter 272.  
22      (b) One member shall be an administrator employed  
23 by a school district who is appointed from a list of  
24 three names submitted by a statewide organization  
25 representing administrators licensed under chapter 272.  
26      (c) One member shall be a member of a board of  
27 directors of a school district who is appointed by a  
28 statewide organization representing schools boards.  
29      b. The ex officio, nonvoting members shall be  
30 appointed as follows:  
31      (1) One member who is a member of the state board  
32 of education appointed by the chairperson of the state  
33 board of education.  
34      (2) One member who is a member of the senate shall  
35 be appointed by the president of the senate.  
36      (3) One member who is a member of the senate shall  
37 be appointed by the minority leader of the senate.  
38      (4) One member who is a member of the house of  
39 representatives shall be appointed by the speaker of  
40 the house of representatives.  
41      (5) One member who is a member of the house of  
42 representatives shall be appointed by the minority  
43 leader of the house of representatives.  
44      c. In appointing members to the commission, proper  
45 consideration shall be given to persons with experience  
46 or special knowledge in one or more of the following  
47 areas: education, business, technology, and finance.  
48      d. The initial meeting of the commission shall  
49 be convened by the member representing the public  
50 postsecondary education institutions. The commission

HF2380.4778 (2) 84

-2-

kh/rj

2/3



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

1 members shall elect a chairperson from among the voting  
2 members of the commission.  
3 e. A majority of the voting members constitutes a  
4 quorum for the transaction of any official business.  
5 f. Commission appointments shall be made in a  
6 manner which provides geographical representation and  
7 complies with sections 69.16, 69.16A, and 69.16C.  
8 g. Public members of the commission are entitled  
9 to receive reimbursement for actual expenses incurred  
10 while engaged in the performance of official duties.  
11 Legislators' expenses shall be paid from funds  
12 appropriated by section 2.12.  
13 3. The department of education shall provide  
14 staffing assistance to the commission.  
15 4. The commission shall submit its findings and  
16 recommendations in a report to the general assembly by  
17 December 1, 2012.  
18 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This division  
19 of this Act, being deemed of immediate importance,  
20 takes effect upon enactment.>  
21 2. Title page, line 4, by striking <and providing>  
22 and inserting <providing>  
23 3. Title page, line 5, by striking <funds> and  
24 inserting <funds; and including effective date  
25 provisions>  
26 4. By renumbering as necessary.

---

HANSON of Jefferson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8205

1 Amend House File 2380 as follows:

2 1. Page 55, after line 22 by inserting:

3 <DIVISION \_\_\_\_\_  
4 REQUIREMENTS FOR SCHOOL RESOURCE OFFICERS AND  
5 PRIVATE SECURITY STAFF

6 Sec. \_\_\_\_\_. Section 232.69, subsection 1, paragraph  
7 b, subparagraph (4), Code Supplement 2011, is amended  
8 to read as follows:

9 (4) A licensed school employee, certified  
10 para-educator, holder of a coaching authorization  
11 issued under section 272.31, a school resource officer  
12 or an individual who performs private security duties  
13 on school district grounds as an employee of or under  
14 contract with a school district, or an instructor  
15 employed by a community college.>

16 Sec. \_\_\_\_\_. Section 279.8, Code 2011, is amended to  
17 read as follows:

18 **279.8 General rules — bonds of employees.**

19 1. The board shall make rules for its own  
20 government and that of the directors, officers,  
21 employees, teachers and pupils, and for the care of  
22 the schoolhouse, grounds, and property of the school  
23 corporation, and shall aid in the enforcement of the  
24 rules, and require the performance of duties imposed  
25 by law and the rules.

26 2. The board shall include in its rules provisions  
27 regulating the loading and unloading of pupils from  
28 a school bus stopped on the highway during a period  
29 of reduced highway visibility caused by fog, snow, or  
30 other weather conditions.

31 3. The board shall have the authority to include  
32 in its rules provisions allowing school corporation  
33 employees to use school credit cards to pay for  
34 the actual and necessary expenses incurred in the  
35 performance of work-related duties.

36 4. Employees of a school corporation maintaining a  
37 high school who have the custody of funds belonging to  
38 the corporation or funds derived from extracurricular  
39 activities and other sources in the conduct of their  
40 duties, shall be required to furnish suitable bond  
41 indemnifying the corporation or any activity group  
42 connected with the school against loss, and employees  
43 who have the custody of property belonging to the  
44 corporation or any activity group connected with the  
45 school may be required to furnish such bond. ~~Said~~ The  
46 bond or bonds may be in such form and penalty as the  
47 board may approve and the premiums on same shall be  
48 paid from the general fund of the corporation.

49 5. A school district shall not employ or contract  
50 for the services of a school resource officer or

HF2380.4852 (3) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 an individual to perform private security duties on  
2 school district grounds if the individual has not, at a  
3 minimum, met all of the following requirements:  
4 a. Successfully completed training that includes  
5 but is not limited to de-escalation techniques, anger  
6 management techniques, civil rights and unfair or  
7 discriminatory practices awareness, recognition of  
8 fake or altered identification, and cultural diversity  
9 training.  
10 b. Satisfied the training requirements of section  
11 232.69.>  
12 2. By renumbering as necessary.

---

ABDUL-SAMAD of Polk



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2428

H-8206

1 Amend the amendment, H-8151, to House File 2428 as  
2 follows:  
3 1. By striking page 1, line 4, through page 2, line  
4 14, and inserting:  
5 <<Section 1. Section 321.457, subsection 2, Code  
6 2011, is amended by adding the following new paragraph:  
7 NEW PARAGRAPH. n. (1) Notwithstanding paragraph  
8 "g" or any other provision of this chapter, the  
9 department is authorized to adopt rules providing for  
10 economic export corridors for the transportation of  
11 goods or products manufactured in Iowa to or through  
12 the state of South Dakota and for the return of  
13 unladen semitrailers or unladen full trailers used for  
14 the transportation of those goods or products. The  
15 rules may authorize the operation of the following  
16 combinations of vehicles on an economic export  
17 corridor:  
18 (a) A truck tractor-semitrailer-semitrailer  
19 converted to a full trailer by use of a dolly equipped  
20 with a fifth wheel which is considered a part of the  
21 trailer for all purposes, and not a separate unit.  
22 (b) A truck tractor-semitrailer-full trailer.  
23 (c) A truck tractor-semitrailer-semitrailer  
24 combination, where the semitrailers are connected  
25 by a rigid frame extension including a fifth wheel  
26 connection point attached to the rear frame of the  
27 first semitrailer. The length of the frame extension  
28 shall not be included when determining the overall  
29 length of the first semitrailer.  
30 (2) Rules adopted pursuant to this paragraph "n"  
31 shall provide that combinations of vehicles authorized  
32 to operate on an economic export corridor shall meet  
33 all of the following requirements:  
34 (a) The length of the combination of vehicles,  
35 excluding the length of the truck tractor, shall not  
36 exceed eighty-one and one-half feet.  
37 (b) The length of either semitrailer or full  
38 trailer shall not exceed forty-five feet.  
39 (c) The weight of the second semitrailer or full  
40 trailer shall not exceed the weight of the first  
41 semitrailer by more than three thousand pounds.  
42 (d) The gross weight of the combination of vehicles  
43 shall not exceed eighty thousand pounds and the  
44 combination of vehicles shall not exceed the gross axle  
45 weight limits of section 321.463, subsection 2.  
46 (e) The load on each semitrailer or full trailer  
47 in the combination shall be an indivisible load. For  
48 the purpose of issuing permits for height or width  
49 under chapter 321E, the combination of vehicles shall  
50 be considered an indivisible load so long as the load

H8151.4991 (4) 84

-1-

dea/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 on each semitrailer or full trailer in the combination  
2 remains an indivisible load.  
3 (3) An economic export corridor established by  
4 the department shall not include any segment of the  
5 interstate system or any part of the national network  
6 of highways identified pursuant to 23 C.F.R. pt.  
7 658. This subparagraph does not prohibit operation on  
8 any segment of the interstate system or part of the  
9 national network of highways that is permitted under  
10 paragraph "e".  
11 (4) For purposes of this paragraph "n", "full  
12 trailer" means as defined in 49 C.F.R. § 390.>>

---

WORTHAN of Buena Vista



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8207

- 1 Amend House File 2380 as follows:
- 2 1. By striking page 28, line 12, through page 45,
- 3 line 25.
- 4 2. By renumbering as necessary.

---

MASCHER of Johnson





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8208

- 1 Amend House File 2380 as follows:  
2 1. Page 55, by striking lines 25 through 35 and  
3 inserting:  
4 <Sec. \_\_\_\_\_. CONTINGENT EFFECTIVENESS. This Act  
5 shall not take effect unless an appropriation is  
6 enacted or the state's share of the cost of this Act is  
7 specified in accordance with section 25B.2, subsection  
8 3.>  
9 2. Title page, line 4, by striking <and providing>  
10 and inserting <providing>  
11 3. Title page, line 5, by striking <funds>  
12 and inserting <funds; and including a contingent  
13 effectiveness provision>  
14 4. By renumbering as necessary.

---

STECKMAN of Cerro Gordo

---

---



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8209

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION  
4 FOREIGN LANGUAGE INSTRUCTION FOR ELEMENTARY SCHOOL  
5 STUDENTS

6 Sec. \_\_\_\_\_. Section 256.11, subsection 3, Code 2011,  
7 is amended to read as follows:

8 3. The following areas shall be taught in grades  
9 one through six: English-language arts, social  
10 studies, mathematics, science, health, age-appropriate  
11 and research-based human growth and development,  
12 physical education, traffic safety, music, and  
13 visual art. The health curriculum shall include the  
14 characteristics of communicable diseases including  
15 acquired immune deficiency syndrome. At least one  
16 foreign language shall be taught in grades one through  
17 six in school districts. The state board as part  
18 of accreditation standards shall adopt curriculum  
19 definitions for implementing the elementary program.

20 Sec. \_\_\_\_\_. FOREIGN LANGUAGE INSTRUCTION FOR  
21 ELEMENTARY STUDENTS — SCHOOL DISTRICT PLAN. The board  
22 of directors of each school district shall develop and  
23 implement a plan to teach at least one foreign language  
24 in grades one through six by the school year beginning  
25 July 1, 2014.

26 Sec. \_\_\_\_\_. EFFECTIVE DATE. The section of this  
27 division of this Act amending section 256.11,  
28 subsection 3, takes effect July 1, 2014.>

29 2. By renumbering as necessary.

---

ABDUL-SAMAD of Polk

---

  

---

HF2380.4892 (1) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8210

- 1 Amend House File 2380 as follows:  
2 1. Page 48, after line 7 by inserting:  
3 <Sec. \_\_\_\_\_. Section 279.11, Code 2011, is amended to  
4 read as follows:  
5 **279.11 Number of schools — attendance — terms —**  
6 **staffing.**  
7 1. The board of directors shall determine the  
8 number of schools to be taught, divide the corporation  
9 into such wards or other divisions for school purposes  
10 as may be proper, determine the particular school which  
11 each child shall attend, and designate the period each  
12 school shall be held beyond the time required by law.  
13 2. The following minimum staffing requirements  
14 shall apply for kindergarten through grade three:  
15 a. At least one teacher shall be present with  
16 students during instructional time.  
17 b. One staff member and one teacher shall be  
18 present when eleven to twenty students are present in  
19 a classroom.  
20 c. Students under the supervision of a staff member  
21 or teacher shall be within sight of the staff member  
22 or teacher.  
23 d. Class size shall not exceed twenty students for  
24 every one teacher.>  
25 2. By renumbering as necessary.

\_\_\_\_\_  
STECKMAN of Cerro Gordo

\_\_\_\_\_

\_\_\_\_\_

HF2380.4931 (1) 84

-1-

kh/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8211

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_\_

4 RETURNING DROPOUTS AND DROPOUT PREVENTION MATTERS

5 Sec. \_\_\_\_\_. Section 257.31, subsection 5, unnumbered  
6 paragraph 1, Code Supplement 2011, is amended to read  
7 as follows:

8 If a district has unusual circumstances, creating  
9 an unusual need for additional funds, including  
10 but not limited to the circumstances enumerated in  
11 paragraphs "a" through "n" "o", the committee may  
12 grant supplemental aid to the district from any funds  
13 appropriated to the department of education for the  
14 use of the school budget review committee for the  
15 purposes of this subsection. The school budget review  
16 committee shall review a school district's unexpended  
17 fund balance prior to any decision regarding unusual  
18 finance circumstances. Such aid shall be miscellaneous  
19 income and shall not be included in district cost.  
20 In addition to or as an alternative to granting  
21 supplemental aid the committee may establish a modified  
22 allowable growth for the district by increasing its  
23 allowable growth. The school budget review committee  
24 shall review a school district's unspent balance prior  
25 to any decision to increase modified allowable growth  
26 under this subsection.

27 Sec. \_\_\_\_\_. Section 257.31, subsection 5, Code  
28 Supplement 2011, is amended by adding the following new  
29 paragraph:

30 NEW PARAGRAPH. o. Unusual need for additional  
31 funds for returning dropout and dropout prevention  
32 programming pursuant to section 257.41, subsection 1.

33 Sec. \_\_\_\_\_. Section 257.41, Code 2011, is amended to  
34 read as follows:

35 257.41 Funding for programs for returning dropouts  
36 and dropout prevention.

37 1. *Budget. a.* The budget of an approved program  
38 for returning dropouts and dropout prevention for a  
39 school district, after subtracting funds received  
40 from other sources for that purpose, shall be funded  
41 annually on a basis of one-fourth or more from  
42 the district cost of the school district and up to  
43 three-fourths by an increase in allowable growth as  
44 defined in section 257.8. Annually, the department  
45 of management shall establish a modified allowable  
46 growth for each such school district equal to the  
47 difference between the approved budget for the program  
48 for returning dropouts and dropout prevention for  
49 that district and the sum of the amount funded from  
50 the district cost of the school district plus funds

HF2380.4990 (4) 84

-1-

kh/rj

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 received from other sources.

2 b. If the board of directors of a school district  
3 determines that funding provided under paragraph "a" is  
4 insufficient to meet the returning dropout and dropout  
5 prevention programming needs of the school district,  
6 the board may submit a request for additional modified  
7 allowable growth to the school budget review committee  
8 under section 257.31, subsection 5, paragraph "o".

9 2. Appropriate uses of funding. Appropriate uses of  
10 the returning dropout and dropout prevention program  
11 funding include but are not limited to the following:

12 a. Salary and benefits for instructional staff,  
13 instructional support staff, and school-based youth  
14 services staff who are working with students who  
15 are participating in dropout prevention programs,  
16 alternative programs, and alternative schools if  
17 the staff person's time is dedicated to working with  
18 returning dropouts or students who are deemed, at  
19 any time during the school year, to be at risk of  
20 dropping out, in order to provide services beyond those  
21 which are provided by the school district to students  
22 who are not identified as at risk of dropping out.  
23 However, if the staff person works part-time with  
24 students who are participating in returning dropout and  
25 dropout prevention programs, alternative programs, and  
26 alternative schools and has another unrelated staff  
27 assignment, only the portion of the staff person's time  
28 that is related to the returning dropout and dropout  
29 prevention program, alternative program, or alternative  
30 school may be charged to the program.

31 b. Professional development for all teachers and  
32 staff working with at-risk students and programs  
33 involving dropout prevention strategies.

34 c. Research-based resources, materials, software,  
35 supplies, and purchased services that meet all of the  
36 following criteria:

37 (1) Meet the needs of kindergarten through grade  
38 twelve students identified as at risk of dropping out  
39 and of returning dropouts.

40 (2) Are beyond those provided by the regular school  
41 program.

42 (3) Are necessary to provide the services listed in  
43 the school district's dropout prevention plan.

44 (4) Will remain with the kindergarten through  
45 grade twelve returning dropout and dropout prevention  
46 program.

47 d. Up to five percent of the total budgeted amount  
48 received pursuant to subsection 1, paragraph "a", may  
49 be used for purposes of providing district-wide or  
50 building-wide returning dropout and dropout prevention

HF2380.4990 (4) 84

-2-

kh/rj

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 programming targeted to students who are not deemed at  
2 risk of dropping out.>  
3 2. By renumbering as necessary.

\_\_\_\_\_  
MASCHER of Johnson

\_\_\_\_\_  
STECKMAN of Cerro Gordo



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8212

1 Amend House File 2380 as follows:  
2 1. Page 55, before line 23 by inserting:  
3 <DIVISION  
4 USE OF PPEL REVENUES  
5 Sec. \_\_\_\_\_. Section 297.22, subsection 2, paragraph  
6 a, Code 2011, is amended to read as follows:  
7 a. The board of directors of a school district  
8 may sell, lease, exchange, give, or grant, and accept  
9 any interest in real property to, with, or from a  
10 county, municipal corporation, school district,  
11 community college for the purpose specified in section  
12 298.3, subsection 1, paragraph "n", township, or area  
13 education agency if the real property is within the  
14 jurisdiction of both the grantor and grantee.  
15 Sec. \_\_\_\_\_. Section 298.3, subsection 1, Code  
16 Supplement 2011, is amended by adding the following new  
17 paragraph:  
18 NEW PARAGRAPH. n. Notwithstanding the requirement  
19 that a school district have exclusive jurisdiction  
20 in all matters within the territory of the school  
21 district under section 274.1 and the limitation  
22 on joint buildings under section 28E.41, joint  
23 infrastructure projects with one or more school  
24 districts or one or more school districts and an  
25 Iowa community college for buildings or facilities  
26 constructed or leased for the purpose of offering  
27 classes under a district-to-community college sharing  
28 agreement or concurrent enrollment program that meets  
29 the requirements for funding under section 257.11,  
30 subsection 3. A school district that wishes to  
31 participate in a joint infrastructure project shall,  
32 prior to entering into a contract for the construction  
33 or leasing of buildings pursuant to this paragraph,  
34 hold a public hearing on the question of entering into  
35 such a contract.>  
36 2. By renumbering as necessary.

---

WILLEMS of Linn

---

STECKMAN of Cerro Gordo

---

HANSON of Jefferson

HF2380.4933 (2) 84

-1-

kh/rj

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

---

ABDUL-SAMAD of Polk





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2435

H-8213

1 Amend House File 2435 as follows:

2 1. Page 61, after line 32 by inserting:

3 <DIVISION \_\_\_\_\_

4 WHOLE WOMAN'S HEALTH FUNDING PRIORITIES ACT

5 Sec. \_\_\_\_\_. LEGISLATIVE FINDINGS.

6 1. The general assembly finds all of the following:  
7 a. Limited federal and state public funding exists  
8 for family planning and preventive health services for  
9 women generally, and for maternal and fetal patients in

10 particular. Fiscal constraints mandate that the state  
11 allocate available funding efficiently. The principal  
12 means by which the state may fulfill its duty to manage  
13 these funds is to ensure that funds are distributed by  
14 priority to the most efficient point-of-service health  
15 care providers. The general assembly finds that public  
16 and private providers of primary and preventive care  
17 utilize public funds more effectively than providers of  
18 health care services that are specialized to particular  
19 medical services or discrete patient populations.

20 Consequently, it is the intent of the general assembly  
21 through this Act, and any rules and policies adopted  
22 under this Act, to prioritize the distribution and  
23 utilization of public funds for family planning,  
24 reproductive health care, and maternal and fetal care  
25 to such public and private primary and preventive care  
26 providers.

27 b. Prioritization of public health care funding  
28 to primary and preventive care also reflects sound  
29 health care policy. Individuals who have a primary  
30 care clinician are more likely to access health  
31 care services, leading to more favorable long-term  
32 outcomes. Health care costs are lowered when primary  
33 and preventive care is provided by such primary care  
34 clinicians in a setting that addresses the whole  
35 person by emphasizing counseling, screening, and  
36 early detection of leading causes of morbidity and  
37 mortality including diabetes, hypertension, obesity,  
38 cardiovascular and renal diseases, and asthma.  
39 Indirect costs such as lost worker productivity and  
40 employer health care costs are also reduced. Most  
41 importantly, individual citizens will lead longer,  
42 healthier, and happier lives as a result of having less  
43 fragmented health care.

44 c. (1) It is also the public policy of this state  
45 to ensure delivery of comprehensive preconception and  
46 prenatal care for maternal and fetal patients in order  
47 to reduce maternal and fetal morbidity and mortality.

48 (2) The national prevention strategy published  
49 in June 2011 by the national prevention, health  
50 promotion, and public health council created pursuant

HF2435.4535 (3) 84

-1-

pf/jp

1/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 to section 4001 of the federal Patient Protection and  
2 Affordable Care Act, Pub. L. No. 111-148, states that  
3 "Comprehensive preconception and prenatal care includes  
4 encouraging women to stop smoking, refrain from using  
5 alcohol and other drugs, eat a healthy diet, take folic  
6 acid supplements, maintain a healthy weight, control  
7 high blood pressure and diabetes, and reduce exposure  
8 to workplace and environmental hazards. In addition,  
9 screening and providing services to prevent intimate  
10 partner violence and infections (e.g., HIV, STI, and  
11 viral hepatitis) help to improve the health of the  
12 mother and the baby."

13 (3) The general assembly finds that delivery of  
14 these critical services is best accomplished through  
15 a single point-of-service provider such as a primary  
16 care provider, and directed by a primary care clinician  
17 who has knowledge of the patient's medical history and  
18 personal, familial, and environmental health factors.  
19 The utilization of public funding to maximize effective  
20 delivery of holistic prenatal and maternal health  
21 care conflicts with medical intervention models that  
22 emphasize the provision of services to discrete patient  
23 subpopulations, including women of child-bearing age,  
24 to address discrete patient conditions, or provide  
25 particular therapies.

26 d. The general assembly also finds that it is  
27 the policy of this state that federal public funds  
28 shall not be provided for the direct or indirect  
29 costs, including but not limited to administrative  
30 costs or expenses, overhead, employee salaries, rent,  
31 and telephone and other utilities of non-federally  
32 qualified abortions, abortion referral, or abortion  
33 counseling, and these activities shall not be  
34 subsidized, either directly or indirectly, by federal  
35 public funds.

36 Sec. \_\_\_\_ . NEW SECTION. 146A.1

37 This chapter shall be known and may be cited as the  
38 "Whole Woman's Health Funding Priorities Act".

39 Sec. \_\_\_\_ . NEW SECTION. 146A.2 Definitions.

40 As used in this chapter, unless the context  
41 otherwise requires:

42 1. "Abortion" means abortion as defined in section  
43 146.1.

44 2. "Department" means department as defined in  
45 section 7E.4.

46 3. "Federally qualified abortion" means an abortion  
47 qualified for federal reimbursement under the medical  
48 assistance program pursuant to 42 U.S.C. § 1396, et  
49 seq., as amended.

50 4. "Federally qualified health center" means a

HF2435.4535 (3) 84

-2-

pf/jp

2/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 health care provider that is eligible for federal  
2 funding under 42 U.S.C. § 1396d(1)(2)(B).  
3 5. "*Hospital*" means a primary or tertiary care  
4 facility licensed pursuant to chapter 135B.  
5 6. "*Public funds*" means state funds from whatever  
6 source, including without limitation state general  
7 funds, state special account and limited purpose grants  
8 or loans, and federal funds provided under Title X of  
9 the federal Public Health Service Act, 42 U.S.C. § 300,  
10 et seq.; Title V of the federal Social Security Act, 42  
11 U.S.C. § 701, et seq.; Title XIX of the federal Social  
12 Security Act, 42 U.S.C. § 1396, et seq.; or Title XX  
13 of the federal Social Security Act, 42 U.S.C. § 1397,  
14 et seq.  
15 7. "*Rural health clinic*" means a health care  
16 provider that is eligible for federal funding under 42  
17 U.S.C. § 1395x(aa)(2).  
18 Sec. \_\_\_\_\_. **NEW SECTION. 146A.3 Prioritization of**  
19 **public funds to health care entities.**  
20 1. Subject to any applicable requirements  
21 of federal law, regulations, or guidelines, any  
22 expenditures or grants of public funds for family  
23 planning services by the state made by a department  
24 shall be made in the following order of priority:  
25 a. To public entities.  
26 b. To nonpublic hospitals and federally qualified  
27 health centers.  
28 c. To rural health clinics.  
29 d. To nonpublic health providers that have as their  
30 primary purpose the provision of the primary health  
31 care services specified in 42 U.S.C. § 254b(b)(1).  
32 2. A department shall not enter into a contract  
33 with, or make a grant to, any entity that performs  
34 abortions that are not federally qualified abortions or  
35 maintains or operates a facility where abortions that  
36 are not federally qualified abortions are performed.  
37 Sec. \_\_\_\_\_. **NEW SECTION. 146A.4 Enforcement.**  
38 1. The attorney general may bring an action in  
39 law or equity to enforce the provisions of this  
40 chapter, and relief shall be available in appropriate  
41 circumstances including recoupment and declaratory  
42 and injunctive relief, including without limitation  
43 suspension or disbarment.  
44 2. Any entity eligible for the receipt of public  
45 funds shall have standing to bring any action that  
46 the attorney general is authorized to bring pursuant  
47 to this section, if an expenditure or grant of public  
48 funds made in violation of this chapter has resulted in  
49 the reduction of public funds available to the entity,  
50 and any award of monetary relief shall be deposited in

HF2435.4535 (3) 84

-3-

pf/jp

3/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 a state-maintained fund or account for public funds.

2 3. In an action brought under this section, a  
3 prevailing plaintiff shall be entitled to an award of  
4 reasonable attorney fees and costs.

5 Sec. \_\_\_\_\_. **NEW SECTION. 146A.5 Right of**  
6 **intervention.**

7 A member of the general assembly may intervene in  
8 any case in which the constitutionality of this chapter  
9 is challenged as a matter of right.

10 Sec. \_\_\_\_\_. **NEW SECTION. 146A.6 Severability.**

11 If any provision of this chapter or its application  
12 to any person or circumstance is held invalid,  
13 the invalidity does not affect other provisions or  
14 application of this chapter which can be given effect  
15 without the invalid provision or application, and to  
16 this end the provisions of this chapter are severable.

17 Sec. \_\_\_\_\_. **NEW SECTION. 146A.7 Effect on**  
18 **expenditures.**

19 Any expenditure of public funds made by the  
20 department in violation of the provisions of this  
21 chapter shall be null and void, and the funds allocated  
22 pursuant to such expenditures shall be reallocated to  
23 eligible entities.>

24 2. By renumbering as necessary.

\_\_\_\_\_  
SWEENEY of Hardin

\_\_\_\_\_  
SHAW of Pocahontas

\_\_\_\_\_  
ALONS of Sioux

\_\_\_\_\_  
PEARSON of Polk

HF2435.4535 (3) 84

-4-

pf/jp

4/4



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8214

1 Amend House File 2380 as follows:

2 1. Page 45, line 27, by striking <THIRD GRADE> and  
3 inserting <EARLY>

4 2. Page 45, line 30, by striking <31.> and  
5 inserting <33.>

6 3. Page 46, line 29, by striking <require the  
7 retention> and inserting <provide guidance to a school  
8 district for determining the progress>

9 4. Page 46, lines 32 and 33, by striking <in  
10 accordance with section 279.68, subsection 2>

11 5. Page 47, after line 11 by inserting:

12 <Sec. 256.25. NEW SECTION. 256.25 Iowa family  
13 literacy initiative.

14 1. An Iowa family literacy initiative shall  
15 be established and administered by the department  
16 to provide block grants to eligible entities that  
17 integrate early childhood education, adult literacy,  
18 parenting education, and interactive parent and child  
19 literacy activities. If funds are appropriated by the  
20 general assembly for the program the state board shall  
21 adopt rules for the administration of the program,  
22 which shall be modeled on the federal even start  
23 family literacy program enacted pursuant to 20 U.S.C.  
24 §6381-6381K. For purposes of this section, "eligible  
25 entity" means one or more school districts that  
26 enter into a partnership with one or more nonprofit  
27 community-based organizations, a public agency other  
28 than a school district, a community college, university  
29 of higher education governed by the state board of  
30 regents, an accredited private institution as defined  
31 in section 261.9, or a public or private nonprofit  
32 organization of demonstrated quality as determined by  
33 the department.

34 2. The department, in consultation with the  
35 child development coordinating council and the  
36 early childhood Iowa state board, shall develop an  
37 application process; establish grant application  
38 selection criteria and priorities; and develop  
39 indicators of program quality which shall be used by  
40 the department to monitor, evaluate, and improve local  
41 family literacy projects operated by grantees. The  
42 department shall develop project standards for all  
43 of the project elements established pursuant to this  
44 subsection. A local family literacy project awarded a  
45 block grant pursuant to this section shall include but  
46 not be limited to all of the following elements:

47 a. Identification and recruitment of families most  
48 in need of family literacy services.

49 b. High-quality, intensive instructional services.

50 c. Staff qualifications that meet department

HF2380.4941 (2) 84

-1-

kh/rj

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 standards.  
2     *d.* Year-round services.  
3     *e.* Coordination with other programs.  
4     *f.* Local independent evaluation, the results of  
5 which shall be used for program improvement and to  
6 determine whether the project is meeting expectations  
7 using the indicators of program quality developed by  
8 the department.  
9     Sec. \_\_\_\_\_. Section 256C.3, Code 2011, is amended by  
10 adding the following new paragraph:  
11     NEW PARAGRAPH. *i.* Provision for reimbursement of  
12 reasonable administrative costs for persons providing  
13 contract services for a local program. If justified  
14 by the expenses involved, the administrative costs may  
15 exceed eight percent of the direct costs attributed to  
16 the contract services.>  
17     6. By striking page 47, line 12, through page 48,  
18 line 7.  
19     7. Page 48, lines 8 and 9, by striking <and  
20 retention>  
21     8. By striking page 48, line 33, through page 49,  
22 line 3.  
23     9. By striking page 49, line 13, through page 51,  
24 line 20.  
25     10. Page 51, by striking line 21 and inserting:  
26     <2. *Intensive instructional services.* A school>  
27     11. Page 51, by striking lines 23 through 33 and  
28 inserting:  
29     <*a.* Provide for the completion of a student  
30 portfolio for any student who exhibits a substantial  
31 deficiency in reading.  
32     *b.* Provide students who exhibit a substantial  
33 deficiency in reading with intensive instructional  
34 services>  
35     12. By striking page 52, line 16, through page 53,  
36 line 2, and inserting:  
37     <\_\_\_\_\_. Establish a reading enhancement and  
38 acceleration development initiative designed to offer  
39 intensive accelerated reading instruction to each  
40 kindergarten through>  
41     13. Page 53, by striking lines 6 through 8 and  
42 inserting:  
43     <(1) Provide assessments that measure phonemic  
44 awareness,>  
45     14. Page 53, line 13, by striking <31> and  
46 inserting <33>  
47     15. Page 53, by striking line 23.  
48     16. By striking page 53, line 33, through page 54,  
49 line 11.  
50     17. By renumbering as necessary.

HF2380.4941 (2) 84

-2-

kh/rj

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

---

WINCKLER of Scott

---

---



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2425

H-8215

- 1 Amend House File 2425 as follows:  
2 1. Page 1, after line 8 by inserting:  
3 <3. For purposes of this section, reasonable  
4 attorney fees shall not exceed the hourly rate paid to  
5 court-appointed counsel and are the only attorney fees  
6 an attorney may receive in the civil action.>  
7 2. Page 3, line 1, after <fees> by inserting <,  
8 not to exceed the hourly rate paid to court-appointed  
9 counsel and are the only attorney fees an attorney may  
10 receive in the civil action>  
11 3. By renumbering as necessary.

---

WILLEMS of Linn





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8216

1 Amend House File 2380 as follows:

2 1. Page 14, by striking lines 14 and 15 and  
3 inserting:

4 <DIVISION \_\_\_\_\_

5 SCHOOL FUNDING PROVISIONS

6 Sec. \_\_\_\_\_. Section 256C.5, subsection 1, paragraph  
7 c, Code Supplement 2011, is amended to read as follows:  
8 c. "*Preschool budget enrollment*" means the figure  
9 that is equal to ~~fifty~~ sixty percent of the actual  
10 enrollment of eligible students in the preschool  
11 programming provided by a school district approved  
12 to participate in the preschool program on October 1  
13 of the base year, or the first Monday in October if  
14 October 1 falls on a Saturday or Sunday.>

15 2. Page 15, by striking lines 5 and 6 and  
16 inserting:

17 <DIVISION \_\_\_\_\_

18 SCHOOL INSTRUCTIONAL TIME

19 Sec. \_\_\_\_\_. Section 256C.3, subsection 3, paragraph  
20 f, Code 2011, is amended to read as follows:

21 f. A minimum of ~~ten~~ fifteen hours per week of  
22 instruction delivered on the skills and knowledge  
23 included in the student learning standards developed  
24 for the preschool program.>

25 3. By renumbering as necessary.

---

STECKMAN of Cerro Gordo

---

WINCKLER of Scott

---

MASCHER of Johnson

HF2380.5007 (1) 84

-1-

kh/nh

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8217

- 1 Amend the amendment, H-8181, to House File 2380 as  
2 follows:  
3 1. Page 1, line 4, by striking <TRAINING> and  
4 inserting <TRAINING,>  
5 2. Page 3, line 13, by striking <postgraduate> and  
6 inserting <postsecondary>

---

CHAMBERS of O'Brien

---

---



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8218

1 Amend House File 2380 as follows:

2 1. Page 27, after line 4 by inserting:

3 <Sec. \_\_\_\_\_. Section 279.13, subsections 2 and 3,  
4 Code 2011, are amended to read as follows:

5 2. The contract shall remain in force and effect  
6 for the period stated in the contract, ~~and shall be~~  
7 ~~automatically continued for equivalent periods except~~  
8 as modified or terminated by mutual agreement of the  
9 board of directors and the teacher or as terminated  
10 in accordance with the provisions specified in this  
11 chapter. A contract shall not be offered by the  
12 employing board to a teacher under its jurisdiction  
13 prior to March 15 of any year. A teacher who has  
14 not accepted a contract for the ensuing school year  
15 tendered by the employing board may resign effective at  
16 the end of the current school year by filing a written  
17 resignation with the secretary of the board. The  
18 resignation must be filed not later than the last day  
19 of the current school year or the date specified by the  
20 employing board for return of the contract, whichever  
21 date occurs first. However, a teacher shall not be  
22 required to return a contract to the board or to resign  
23 less than twenty-one days after the contract has been  
24 offered.

25 3. If the provisions of a contract executed ~~or~~  
26 ~~automatically renewed~~ under this section conflict with  
27 a collective bargaining agreement negotiated under  
28 chapter 20 and effective when the contract is executed  
29 or renewed, the provisions of the collective bargaining  
30 agreement shall prevail.>

31 2. Page 27, after line 22 by inserting:

32 <Sec. \_\_\_\_\_. Section 279.14, subsection 1, Code 2011,  
33 is amended to read as follows:

34 1. The board shall establish evaluation criteria  
35 and shall implement evaluation procedures. If an  
36 exclusive bargaining representative has been certified,  
37 the board shall negotiate in good faith with respect to  
38 evaluation procedures pursuant to chapter 20. However,  
39 the evaluation procedures established by the board  
40 shall prevail, absent a showing that the evaluation  
41 procedures are arbitrary or capricious.

42 Sec. \_\_\_\_\_. Section 279.17, subsection 6, Code 2011,  
43 is amended to read as follows:

44 6. a. The adjudicator may affirm board action  
45 or remand to the board for further proceedings. The  
46 adjudicator ~~shall~~ may only reverse, modify, or grant  
47 any appropriate relief from the board action if  
48 substantial rights of the teacher establishes by clear  
49 and convincing evidence, after giving deference and  
50 weight to the findings of fact of the board, that

HF2380.5012 (2) 84

-1-

kh/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 substantial rights of the teacher have been unduly  
2 prejudiced because the board action ~~is~~ meets any of the  
3 following criteria:  
4 ~~a.~~ (1) ~~In~~ Is in clear violation of a an explicitly  
5 expressed board rule or policy or contract; ~~or.~~  
6 ~~b.~~ (2) Unsupported ~~Is~~ unsupported by a  
7 ~~preponderance of the any~~ competent evidence in the  
8 record made before the board when that record is viewed  
9 as a whole; ~~or~~ and is clearly unreasonable, arbitrary,  
10 or capricious.  
11 ~~c.~~ Unreasonable, arbitrary or capricious or  
12 ~~characterized by an abuse of discretion or a clearly~~  
13 ~~unwarranted exercise of discretion.~~  
14 ~~b.~~ At all times, the adjudicator shall give  
15 deference to the discretion of the board and shall view  
16 the evidence in the light most favorable to the board's  
17 decision.>  
18 3. By renumbering as necessary.

---

CHAMBERS of O'Brien



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8219

1 Amend House File 2380 as follows:

2 1. Page 54, after line 11 by inserting:

3 <DIVISION

4 TOBACCO PROHIBITED ON SCHOOL PROPERTY

5 Sec. \_\_\_\_\_. Section 279.9, Code 2011, is amended to  
6 read as follows:

7 **279.9 Use of tobacco, alcoholic beverages, or**  
8 **controlled substances.**

9 1. ~~The rules shall prohibit the use of tobacco,~~  
10 ~~including nicotine products, and the use or possession~~  
11 ~~of alcoholic liquor, wine, or beer or any controlled~~  
12 ~~substance as defined in section 124.101, subsection 5,~~  
13 ~~by any student of the schools, and the or by anyone on~~  
14 ~~school property, is prohibited. The school board may~~  
15 ~~suspend or expel a student for a violation of a rule~~  
16 ~~under this section. For violation of this section, a~~  
17 ~~school board may remove a person from school property~~  
18 ~~and may bar the person's future presence on school~~  
19 ~~property.~~

20 2. As used in this section, "*nicotine product*"  
21 means any product containing nicotine or any other  
22 preparation of tobacco not described in section 453A.1,  
23 and any product or formulation of matter containing  
24 biologically active amounts of nicotine that is  
25 manufactured, sold, offered for sale, or otherwise  
26 distributed with the expectation that the product  
27 or matter will be introduced into the human body.  
28 "*Nicotine product*" does not include any cessation  
29 product specifically approved by the United States food  
30 and drug administration for use in reducing, treating,  
31 or eliminating nicotine or tobacco dependence.>

32 2. By renumbering as necessary.

---

ABDUL-SAMAD of Polk

HF2380.5020 (2) 84

-1-

kh/nh

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8220

- 1 Amend House File 2380 as follows:  
2 1. By striking page 5, line 6, through page 14,  
3 line 5.  
4 2. By striking page 16, line 4, through page 55,  
5 line 1.  
6 3. Page 55, by striking lines 23 through 35.  
7 4. Title page, by striking lines 3 through 5 and  
8 inserting <school districts, and accredited nonpublic  
9 schools.>  
10 5. By renumbering as necessary.

\_\_\_\_\_  
STECKMAN of Cerro Gordo

\_\_\_\_\_  
MASCHER of Johnson

\_\_\_\_\_  
WINCKLER of Scott

\_\_\_\_\_  
ABDUL-SAMAD of Polk

\_\_\_\_\_  
GAINES of Polk

\_\_\_\_\_  
COHOON of Des Moines

\_\_\_\_\_  
HANSON of Jefferson

\_\_\_\_\_  
KELLEY of Jasper



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8221

- 1 Amend House File 2380 as follows:  
2 1. Page 3, line 1, after <studies.> by inserting  
3 <The state board shall establish scoring levels of  
4 excellence by which students who achieve those levels  
5 may qualify for an Iowa scholars program scholarship.>

---

MASCHER of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2380

H-8222

1 Amend House File 2380 as follows:

2 1. Page 55, before line 23 by inserting:

3 <DIVISION \_\_\_\_\_

4 SCHOOL START DATE PROVISIONS

5 Sec. \_\_\_\_\_. Section 257.17, Code 2011, is amended to  
6 read as follows:

7 **257.17 Aid reduction for early school starts.**

8 State aid payments made pursuant to section  
9 257.16 for a fiscal year shall be reduced by one  
10 one-hundred-eightieth for each day of that fiscal year  
11 for which the school district begins school before the  
12 earliest starting date specified in section 279.10,  
13 subsection 1. However, this section does not apply  
14 to a school district that has received approval from  
15 the ~~director of state board of education for a year~~  
16 around school year under section 256.20, or from  
17 the department of education under section 279.10,  
18 subsection 4, to commence classes for regularly  
19 established elementary and secondary schools in advance  
20 of the starting date established for a pilot program  
21 for an innovative school year in accordance with  
22 section 279.10, subsection 1 3.

23 Sec. \_\_\_\_\_. Section 279.10, subsection 2, Code 2011,  
24 is amended to read as follows:

25 2. The board of directors shall hold a public  
26 hearing on any ~~proposal~~ request for approval made  
27 pursuant to subsection 3 prior to submitting it to the  
28 department of education for approval.

29 Sec. \_\_\_\_\_. Section 279.10, subsection 4, Code 2011,  
30 is amended by striking the subsection.>

31 2. By renumbering as necessary.

\_\_\_\_\_  
J. SMITH of Dickinson

\_\_\_\_\_  
COWNIE of Polk

HF2380.5018 (1) 84

-1-

kh/nh

1/1





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House Resolution 126 - Introduced

HOUSE RESOLUTION NO. 126

BY THEDE, GARRETT, SWEENEY, DE BOEF, BERRY, HEDDENS,  
MASCHER, GASKILL, WESSEL-KROESCHELL, GAINES,  
WINCKLER, LENSING, LYKAM, KEARNS, WITTNEBEN,  
H. MILLER, ABDUL-SAMAD, STECKMAN, M. SMITH,  
SCHULTE, HUNTER, MURPHY, COHOON, UPMAYER, THOMAS,  
J. TAYLOR, HEATON, QUIRK, PETERSEN, SWAIM, DRAKE,  
RAYHONS, RAECKER, WORTHAN, JORGENSEN, HANUSA,  
HAGER, LUKAN, PETTENGILL, L. MILLER, ALONS, and  
KOESTER

1 A Resolution recognizing March 2012 as Iowa Women's  
2 History Month.

3 WHEREAS, Iowa women of every race, class, and  
4 ethnic background have made historic contributions  
5 to the growth and strength of our state and nation  
6 in countless recorded and unrecorded ways, including  
7 through the struggle for women's rights; and

8 WHEREAS, Iowa women have played and continue to  
9 play a critical economic, cultural, and social role by  
10 constituting a significant portion of the labor force  
11 working inside and outside of the home; and

12 WHEREAS, Iowa women were particularly important in  
13 the establishment of early charitable, philanthropic,  
14 and cultural institutions in our state and nation; and

15 WHEREAS, Iowa women and men amended the Iowa  
16 Constitution to read that "All men and women are, by  
17 nature, free and equal, and have certain inalienable  
18 rights..."; and

19 WHEREAS, Iowa women have been leaders in  
20 agriculture, business, and industry as well as the



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

H.R. 126

1 abolitionist movement, the emancipation movement, the  
2 labor movement, the civil rights movement, and the  
3 women's suffrage movement, which create a more fair and  
4 just society for all; and

5 WHEREAS, despite these contributions, and those of  
6 women throughout the world, the role of women has been  
7 undervalued, in the literature, teaching, and study of  
8 history; NOW THEREFORE,

9 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That  
10 the House of Representatives recognizes the month of  
11 March 2012 as Iowa Women's History Month and invites  
12 the citizens of Iowa to continue to uncover the roles  
13 women have played throughout history.

LSB 6085HH (7) 84

-2-

jr/rj

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2283

S-5062

1 Amend Senate File 2283, as passed by the Senate, as  
2 follows:  
3 1. Page 4, by striking lines 8 through 29.  
4 2. By striking page 5, line 22, through page 6,  
5 line 5.  
6 3. Page 6, after line 7 by inserting:  
7 <Sec. \_\_\_\_\_. Section 484B.1, Code 2011, is amended by  
8 adding the following new subsection:  
9 NEW SUBSECTION. 3A. "Elk" means an animal  
10 belonging to the cervidae family and classified as part  
11 of the canadensis species of the cervus genus.  
12 Sec. \_\_\_\_\_. NEW SECTION. 484B.4A Minimum enclosed  
13 acreage — exceptions.  
14 1. A hunting preserve on which elk are kept must  
15 include at least three hundred twenty contiguous acres  
16 which are enclosed by a fence as required pursuant to  
17 section 484B.5. However, a person may keep elk only  
18 on a hunting preserve that includes a fewer number of  
19 enclosed acres if either of the following applies:  
20 a. The commission grants a waiver for the hunting  
21 preserve according to terms and conditions required by  
22 the commission. The hunting preserve must include at  
23 least one hundred sixty contiguous acres.  
24 b. (1) The hunting preserve was operated as a  
25 business on January 1, 2005.  
26 (2) If the hunting preserve operated as a business  
27 on January 1, 2005, the landowner or the landowner's  
28 successor in interest may sell or otherwise transfer  
29 ownership of the hunting preserve to another person  
30 who may continue to operate the hunting preserve  
31 in the same manner as the landowner. However, this  
32 subparagraph shall not apply if the owner of the  
33 hunting preserve or any successor in interest fails to  
34 meet the licensing requirements of section 484B.4 each  
35 year.  
36 Sec. \_\_\_\_\_. Section 484C.1, Code 2011, is amended by  
37 adding the following new subsection:  
38 NEW SUBSECTION. 3A. "Elk" means an animal  
39 belonging to the cervidae family and classified as part  
40 of the canadensis species of the cervus genus.  
41 Sec. \_\_\_\_\_. Section 484C.5, Code 2011, is amended to  
42 read as follows:  
43 484C.5 Minimum enclosed acreage — exceptions.  
44 1. A hunting preserve must include at least three  
45 hundred twenty contiguous acres which are enclosed by a  
46 fence certified pursuant to section 484C.6. However,  
47 the hunting preserve may include a fewer number of  
48 enclosed acres if any of the following applies:  
49 1. a. The commission grants a waiver for the  
50 hunting preserve according to terms and conditions

SF2283.4865.H (2) 84

-1-

md

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 required by the commission. The hunting preserve must  
2 include at least one hundred sixty contiguous acres.  
3 ~~2. a.~~ b. (1) The hunting preserve was operated  
4 as a business on January 1, 2005.  
5 ~~b.~~ (2) If the hunting preserve operated as a  
6 business on January 1, 2005, the landowner or the  
7 landowner's successor in interest may sell or otherwise  
8 transfer ownership of the hunting preserve to another  
9 person who may continue to operate the hunting preserve  
10 in the same manner as the landowner. However, this  
11 ~~paragraph~~ subparagraph shall not apply if the owner of  
12 the hunting preserve or any successor in interest fails  
13 to register with the department as provided in section  
14 484C.7 for three or more consecutive years.  
15 ~~3. a.~~ c. (1) The hunting preserve was not  
16 operated as a business on January 1, 2005, and all of  
17 the following apply:  
18 ~~(1)~~ (a) The hunting preserve has at least one  
19 hundred contiguous acres.  
20 ~~(2)~~ (b) The hunting preserve's fence is certified  
21 by the department not later than September 1, 2005.  
22 ~~b.~~ (2) If the hunting preserve complies with  
23 ~~paragraph "a"~~ subparagraph (1), the landowner or the  
24 landowner's successor in interest may sell or otherwise  
25 transfer ownership of the hunting preserve to another  
26 person who may continue to operate the hunting preserve  
27 in the same manner as the landowner. However, this  
28 ~~paragraph~~ subparagraph shall not apply if the owner of  
29 the hunting preserve or any successor in interest fails  
30 to register with the department as provided in section  
31 484C.7 for three or more consecutive years.  
32 2. Notwithstanding any other provision of this  
33 chapter or chapter 484B, a person may keep whitetail  
34 and elk together on a hunting preserve that includes  
35 less than three hundred twenty enclosed acres if the  
36 person receives a waiver as provided in subsection 1,  
37 paragraph "a" or meets the conditions specified in  
38 subsection 1, paragraph "b".  
39 4. Page 6, after line 13 by inserting:  
40 <Sec. \_\_\_\_ . EFFECTIVE UPON ENACTMENT. The following  
41 provision or provisions of this Act, being deemed of  
42 immediate importance, take effect upon enactment:  
43 1. The sections of this Act amending sections  
44 484B.1, 484C.1, and 484C.5.  
45 2. The section of this Act enacting section  
46 484B.4A.>  
47 5. Title page, line 3, by striking <and>  
48 6. Title page, line 4, after <applicable> by  
49 inserting <, and including effective date provisions>  
50 7. By renumbering as necessary.

SF2283.4865.H (2) 84

-2-

md

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2298

S-5063

- 1 Amend Senate File 2298 as follows:  
2 1. Page 2, line 6, after <services> by inserting  
3 <or a direct care associate who has met the federal  
4 nurse aide requirements pursuant to 42 C.F.R. §  
5 483.152>  
6 2. Page 3, line 14, by striking <person> and  
7 inserting <individual>  
8 3. Page 3, line 17, by striking <person> and  
9 inserting <individual>  
10 4. Page 3, line 21, by striking <a person> and  
11 inserting <an individual>  
12 5. Page 3, line 24, by striking <person> and  
13 inserting <individual>  
14 6. Page 3, line 25, by striking <person> and  
15 inserting <individual>  
16 7. Page 3, line 29, by striking <person> and  
17 inserting <individual>  
18 8. Page 4, by striking line 21 and inserting:  
19 <3. An individual shall renew the individual's  
20 certification>  
21 9. Page 4, line 22, by striking <person> and  
22 inserting <individual>  
23 10. Page 4, line 23, by striking <person> and  
24 inserting <individual>  
25 11. Page 5, line 18, by striking <July> and  
26 inserting <January>  
27 12. Page 5, line 21, after <chapter.> by  
28 inserting <The rules shall provide that certification  
29 requirements for an individual subject to the  
30 transition process are based on consideration of  
31 previous training, employment history, and experience.>  
32 13. Page 5, after line 24 by inserting:  
33 <2A. Establish curriculum requirements for health  
34 support professionals. The curriculum requirements  
35 established shall not exceed the curriculum  
36 requirements specified for nurse aides pursuant to  
37 42 C.F.R. § 483.152, without prior approval of sixty  
38 percent of the members of the board and prior approval  
39 of the department of inspections and appeals.  
40 2B. Require an individual to undergo criminal  
41 history and child and dependent adult abuse record  
42 checks prior to certification, and establish record  
43 checks requirements applicable to direct care  
44 professionals consistent with section 135C.33.  
45 2C. Establish dependent adult abuse reporting and  
46 training requirements consistent with chapters 235B and  
47 235E, as applicable.>  
48 14. Page 7, by striking line 29 and inserting  
49 <professionals, a total of eleven members, six of whom  
50 are>

SF2298.4949 (2) 84

-1-

pf/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 15. Page 7, line 32, by striking <and>  
2 16. Page 7, line 33, after <instructor>  
3 by inserting <, and one licensed nursing home  
4 administrator>  
5 17. Page 8, line 4, by striking <D.C.A.> and  
6 inserting <the letters "D.C.A.">  
7 18. Page 8, line 8, by striking <C.L.P.> and  
8 inserting <"C.L.P.">  
9 19. Page 8, line 11, by striking <P.S.P.> and  
10 inserting <"P.S.P.">  
11 20. Page 8, line 14, by striking <H.S.P.> and  
12 inserting <"H.S.P.">  
13 21. Page 8, after line 18 by inserting:  
14 <f. A direct care professional who complies with  
15 federal nurse aide requirements pursuant to 42 C.F.R. §  
16 483.152 may use the title "certified nursing assistant"  
17 or the letters "C.N.A." after the person's name.>  
18 22. Page 8, by striking lines 28 through 32 and  
19 inserting <Act. The board of direct care professionals  
20 shall adopt rules to provide that certification  
21 requirements for an individual subject to the  
22 transition process are based on consideration of  
23 previous training, employment history, and experience,  
24 and require such individuals to complete the  
25 requirements for direct care associate certification  
26 within the time frame determined by rule of the board.>  
27 23. Page 8, before line 33 by inserting:  
28 <1A. An individual who is registered on or before  
29 January 1, 2014, on the Iowa direct care worker  
30 registry established by the department of inspections  
31 and appeals, is deemed to meet the certification  
32 requirements for a health support professional under  
33 this Act.>  
34 24. Page 9, after line 21 by inserting:  
35 <Sec. \_\_\_\_\_. FUNDING PROVISIONS.  
36 1. The department of public health shall limit the  
37 indirect service charge for the board of direct care  
38 professionals to not more than fifteen percent.  
39 2. It is the intent of the general assembly  
40 that the board of direct care professionals be  
41 self-sustaining by January 1, 2017.>  
42 25. By renumbering as necessary.

---

PAM JOCHUM

---

JACK HATCH

SF2298.4949 (2) 84

-2-

pf/nh

2/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2275

S-5064

- 1 Amend Senate File 2275 as follows:  
2 1. Page 1, line 14, by striking <operator> and  
3 inserting <service provider>  
4 2. Page 1, line 15, by striking <operating>  
5 3. Page 1, line 15, by striking <with a> and  
6 inserting <with an internet wagering>  
7 4. Page 1, line 16, by striking <conduct> and  
8 inserting <provide>  
9 5. Page 3, line 1, by striking <operators> and  
10 inserting <service providers>  
11 6. Page 3, line 15, by striking <conduct> and  
12 inserting <operate>  
13 7. Page 3, line 18, by striking <operator> and  
14 inserting <service provider>  
15 8. Page 3, line 18, after <provided in> by  
16 inserting <this section and>  
17 9. Page 3, by striking lines 23 through 30 and  
18 inserting <operate gambling games under this chapter  
19 as determined by the commission. The issuance of a  
20 license to>  
21 10. Page 3, line 31, by striking <by more than one  
22 licensee>  
23 11. Page 4, line 5, by striking <through a single  
24 internet site> and inserting <as determined by the  
25 commission>  
26 12. Page 4, line 13, by striking <conduct> and  
27 inserting <operate>  
28 13. Page 4, line 22, by striking <conduct> and  
29 inserting <operate>  
30 14. Page 4, after line 29 by inserting:  
31 <0e. An internet wagering licensee shall make  
32 distributions of the receipts from internet wagering on  
33 poker in the same manner as provided in section 99F.6,  
34 subsection 4, paragraph "a", subparagraph (2), or in  
35 the operating agreement entered into with a qualified  
36 sponsoring organization as provided in section 99F.5,  
37 whichever is applicable.>  
38 15. Page 4, after line 32 by inserting:  
39 <3. A person holding a valid license pursuant to  
40 chapter 99D or section 99F.7 is exempt from further  
41 investigation and examination for licensing to operate  
42 internet wagering pursuant to this chapter. However,  
43 the commission may order future investigations or  
44 examinations as the commission finds appropriate.>  
45 16. Page 5, line 3, after <license,> by inserting  
46 <an internet wagering service provider license,>  
47 17. Page 5, lines 8 and 9, by striking <applicant,  
48 and internet wagering operator if applicable,> and  
49 inserting <applicant>  
50 18. Page 5, lines 10 and 11, by

SF2275.4913 (3) 84

-1-

ec/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 striking<applicant, or internet wagering operator if  
2 applicable,> and inserting <applicant>  
3 19. Page 5, after line 12 by inserting:  
4 <Sec. \_\_\_\_\_. Section 99F.6, Code Supplement 2011, is  
5 amended by adding the following new subsection:  
6 NEW SUBSECTION. 5A. Before a license is granted to  
7 an internet wagering service provider, the commission  
8 shall, in addition to the requirements of this section,  
9 conduct a comprehensive investigation of the service  
10 provider to determine whether the service provider has  
11 accepted or assisted in the acceptance of any wagers  
12 or other consideration related to internet wagering.  
13 The commission shall not issue a license to an internet  
14 wagering service provider if the commission determines  
15 that the service provider has accepted or assisted in  
16 the acceptance of any wagers or other consideration  
17 related to internet wagering in violation of the laws  
18 of any jurisdiction where the service provider has  
19 operated.>  
20 20. Page 5, lines 21 and 22, by striking <a  
21 gambling games licensee who submits an application> and  
22 inserting <an applicant>  
23 21. Title page, line 1, by striking <conduct> and  
24 inserting <operate>  
25 22. By renumbering as necessary.

---

JEFF DANIELSON





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2128

S-5065

1 Amend Senate File 2128 as follows:  
2 1. Page 1, after line 24 by inserting:  
3 <0b. *"Autism service provider"* means a person,  
4 group, or entity that provides treatment for autism  
5 spectrum disorders.>  
6 2. Page 2, by striking lines 4 and 5 and inserting:  
7 <(2) Are provided by an applied behavior analysis  
8 direct service provider under the supervision of an  
9 assistant behavior analyst certified by a nationally  
10 recognized board, with overall clinical direction by a  
11 behavior analyst certified by a nationally recognized  
12 board, or by a licensed>  
13 3. Page 2, line 10, after <tests> by inserting  
14 <performed by a licensed physician or licensed  
15 psychologist>  
16 4. Page 2, after line 19 by inserting:  
17 <0h. *"Rehabilitative care"* means professional  
18 services and treatment programs, including applied  
19 behavior analysis, that are provided by an autism  
20 service provider to produce socially significant  
21 improvements in human behavior or to prevent loss of  
22 attained skills or functions.>  
23 5. Page 2, by striking lines 23 through 33 and  
24 inserting:  
25 <i. *"Treatment for autism spectrum disorder"*  
26 means treatment that is identified in a treatment  
27 plan as prescribed by a licensed physician or a  
28 licensed psychologist and includes medically necessary  
29 pharmacy care, psychiatric care, psychological care,  
30 rehabilitative care, and therapeutic care that is  
31 provided by one of the following:  
32 (1) A mental health professional as defined in  
33 section 228.1.  
34 (2) An autism service provider.>  
35 6. Page 3, line 4, after <pediatrics> by inserting  
36 <or the American academy of child and adolescent  
37 psychiatry>  
38 7. Page 4, by striking lines 4 through 7 and  
39 inserting:  
40 <8. This section shall not be construed to require  
41 coverage by a group policy, contract, or plan of any  
42 service solely based on inclusion of the service in  
43 an individualized education program. Consistent with  
44 federal or state law and upon consent of the parent  
45 or guardian of a covered individual, the treatment  
46 of autism spectrum disorders may be coordinated with  
47 any services included in an individualized education  
48 program. However, coverage for the treatment of  
49 autism spectrum disorders shall not be contingent  
50 upon coordination of services with an individualized

SF2128.4875 (1) 84

-1-

av/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 education program.>  
2 8. By renumbering, redesignating, and correcting  
3 internal references as necessary.

---

DARYL BEALL



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2293

S-5066

- 1 Amend Senate File 2293 as follows:  
2 1. Page 2, after line 15 by inserting:  
3 <Sec. \_\_\_\_\_. Section 505.8, subsection 19,  
4 Code Supplement 2011, is amended by striking the  
5 subsection.>  
6 2. Page 12, line 20, after <this> by inserting  
7 <section of this>  
8 3. Page 13, line 10, after <this> by inserting  
9 <section of this>  
10 4. Page 15, after line 12 by inserting:  
11 <Sec. \_\_\_\_\_. Section 514E.7, subsection 5, paragraph  
12 d, Code 2011, is amended by striking the paragraph.>  
13 5. Page 20, line 35, before <this> by inserting  
14 <the sections of>  
15 6. Page 21, line 1, after <Act> by inserting  
16 <amending sections 514E.1 and 514E.2>  
17 7. By renumbering as necessary.

---

MATT McCOY



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2042

S-5067

1 Amend Senate File 2042 as follows:  
2 1. Page 25, line 18, before <This> by inserting  
3 <1.>  
4 2. Page 25, after line 25 by inserting:  
5 <2. A health benefit marketplace established  
6 pursuant to this chapter or any other health benefit  
7 exchange established in this state pursuant to the  
8 requirements of the federal Act shall ensure that  
9 licensed insurance producers, other than insurance  
10 producers that are employed by or affiliated with  
11 a navigator as provided in the federal Act, are  
12 compensated at a level that is commensurate with the  
13 average compensation paid to insurance producers for  
14 the placement, renewal, or enrollment of persons in  
15 health insurance plans outside of the marketplace or  
16 exchange.>

---

MATT McCOY



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2275

S-5068

- 1 Amend Senate File 2275 as follows:
- 2 1. Page 4, after line 11 by inserting:
- 3 <0d. A licensee authorized to conduct gambling
- 4 games under this chapter shall, as a condition of
- 5 receiving an internet wagering license, prohibit
- 6 smoking on the gaming floor of the licensed premises
- 7 of the licensee.>
- 8 2. By renumbering, redesignating, and correcting
- 9 internal references as necessary.

---

ROBERT E. DVORSKY

---

RANDY FEENSTRA



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2302

S-5069

- 1 Amend Senate File 2302 as follows:  
2 1. Page 1, line 3, after <12A.> by inserting <a.>  
3 2. Page 1, after line 11 by inserting:  
4 <b. This subsection does not apply to a request  
5 for bids or proposals for products or other purchases  
6 associated with the following:  
7 (1) Road or bridge construction or repair.  
8 (2) Architectural or engineering services.>  
9 3. Page 1, line 12, after <12B.> by inserting <a.>  
10 4. Page 1, line 17, by striking <a.> and inserting  
11 <(1)>  
12 5. Page 1, line 19, by striking <b.> and inserting  
13 <(2)>  
14 6. Page 1, line 24, by striking <c.> and inserting  
15 <(3)>  
16 7. Page 1, line 27, by striking <d.> and inserting  
17 <(4)>  
18 8. Page 1, after line 29 by inserting:  
19 <b. This subsection does not apply to a request  
20 for bids or proposals for products or other purchases  
21 associated with the following:  
22 (1) Road or bridge construction or repair.  
23 (2) Architectural or engineering services.>

---

LIZ MATHIS

SF2302.4915 (2) 84

-1-

je/rj

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2315

S-5070

1 Amend the amendment, S-5061, to Senate File 2315 as  
2 follows:  
3 1. Page 2, by striking lines 8 through 23 and  
4 inserting:  
5 <(2) Subject to available appropriations, the  
6 director of human services shall ensure the initial  
7 core service domains listed in subsection 4 are  
8 covered services for the medical assistance program  
9 under chapter 249A to the greatest extent allowable  
10 under federal regulations. Within funds available,  
11 the region shall pay for such services for eligible  
12 individuals when payment through the medical assistance  
13 program or another third-party payment is not  
14 available, unless the individual is on a waiting list  
15 for such payment or it has been determined that the  
16 individual does not meet the eligibility criteria for  
17 any such service.>  
18 2. Page 4, by striking lines 8 and 9 and inserting:  
19 <2. The workgroup shall consider the  
20 recommendations of the direct care>

---

JACK HATCH

S5061.4959 (1) 84

-1-

jp/sc

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2287

S-5071

- 1 Amend Senate File 2287 as follows:
- 2 1. Page 1, by striking lines 19 through 22 and
- 3 inserting <of United States origin.>

---

MERLIN BARTZ





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2315

S-5072

- 1 Amend Senate File 2315 as follows:
- 2 1. Page 73, by striking lines 25 and 26.
- 3 2. By renumbering as necessary.

---

JACK HATCH



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2287

S-5073

- 1 Amend Senate File 2287 as follows:  
2 1. Page 2, lines 16 and 17, by striking <this  
3 section> and inserting <section 1, paragraph "a",>  
4 2. Page 2, line 29, by striking <fifteen> and  
5 inserting <five>  
6 3. Page 2, after line 31 by inserting:  
7 <2A. A waiver pursuant to subsection 1,  
8 paragraph "b" or "c", shall be immediately effective  
9 upon publication of notice of such waiver on the  
10 governmental unit's internet site.>  
11 4. By renumbering as necessary.

---

MARK CHELGREN

SF2287.4761 (1) 84

-1-

je/sc

1/1



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2301

S-5074

1 Amend Senate File 2301 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. Section 162.2, Code 2011, is amended by  
5 adding the following new subsections:

6 NEW SUBSECTION. 12A. *"Dispositional expenses"* means  
7 the same as defined in section 717B.1.

8 NEW SUBSECTION. 16A. *"Local authority"* means the  
9 same as defined in section 717B.1.

10 Sec. 2. Section 162.2C, Code 2011, is amended by  
11 adding the following new subsections:

12 NEW SUBSECTION. 2A. The fiscal year of the fund  
13 begins July 1 and ends June 30. Fiscal quarters of the  
14 fund begin July 1, October 1, January 1, and April 1.

15 NEW SUBSECTION. 2B. The fund shall include two  
16 accounts, a general account and a dispositional  
17 account.

18 *a.* Except as provided in paragraph *"b"*, the general  
19 account is composed of all moneys deposited in the fund  
20 as provided in subsection 2. The department shall  
21 utilize moneys in the general account to provide for  
22 the administration and enforcement of this chapter.

23 *b.* The dispositional account is composed of all  
24 fees collected pursuant to section 162.2B, until the  
25 department determines that the account has achieved  
26 a threshold of at least two hundred fifty thousand  
27 dollars. At the end of each fiscal quarter the  
28 department shall determine the balance of unencumbered  
29 and unobligated moneys in the account, and may transfer  
30 any moneys in the account exceeding the threshold to  
31 the general account. The department shall return  
32 any unexpended and unobligated moneys expended from  
33 the dispositional account back to that account, or  
34 the general account if the dispositional account's  
35 threshold is achieved.

36 Sec. 3. NEW SECTION. 162.2D **Payment of**  
37 **dispositional expenses incurred by local authorities.**

38 1. The department shall utilize the moneys  
39 deposited into the dispositional account of the  
40 commercial establishment fund created in section 162.2C  
41 to pay eligible claims submitted to the department by  
42 local authorities for dispositional expenses incurred  
43 by the local authority, including by providing for the  
44 maintenance of a vertebrate animal subject to a court  
45 hearing pursuant to section 717B.4 or rescued pursuant  
46 to section 717B.5. This section does not apply to  
47 livestock as defined in section 717.1.

48 2. The department shall pay an eligible claim  
49 according to procedures adopted by departmental  
50 rule. In order for a claim to be eligible, all of the

SF2301.4981 (1) 84

-1-

da/nh

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 following must apply:

2     a. At the time of the hearing for the disposition  
3 of the vertebrate animal or the rescue of the  
4 vertebrate animal, the vertebrate animal must have been  
5 possessed or controlled by a commercial establishment  
6 that possessed or controlled more than twenty  
7 vertebrate animals at any one time during the prior  
8 twelve months.

9     b. The commercial establishment must be required to  
10 operate pursuant to an authorization issued or renewed  
11 pursuant to section 162.2A, regardless of whether the  
12 commercial establishment is actually issued or renewed  
13 such authorization.

14     c. The dispositional expenses must be actually  
15 and reasonably incurred by the local authority,  
16 including by an animal care provider providing for the  
17 maintenance of the vertebrate animal under contract  
18 with the local authority.

19     d. The local authority must submit the claim to the  
20 department according to procedures established by rules  
21 adopted by the department. A claim is not eligible  
22 if submitted twelve months or more after the local  
23 authority has incurred its final dispositional expense.

24     3. A claim is eligible for payment even if any of  
25 the following applies:

26     a. The responsible party has posted a bond or  
27 other security with the local authority as provided in  
28 section 717B.4.

29     b. The local authority may receive a future payment  
30 for the dispositional expense from a responsible party  
31 as provided in section 717B.4.

32     4. Upon a determination that the claim is eligible,  
33 the department shall provide for payment to the local  
34 authority of one hundred percent of the claimed amount.  
35 If there are insufficient moneys in the dispositional  
36 account to make full payment of all eligible claims,  
37 the department shall prorate the payment amounts and  
38 defer the remaining payment until the dispositional  
39 account again contains sufficient moneys.

40     5. A local authority shall repay the department  
41 for the claim amount from any moneys received by  
42 the local authority from a responsible party for  
43 dispositional expenses pursuant to section 717B.4. The  
44 department shall deposit the moneys in the commercial  
45 establishment fund as provided in section 162.2C.

46     Sec. 4. Section 717B.1, Code 2011, is amended by  
47 adding the following new subsection:

48     NEW SUBSECTION. 3A. "Department" means the  
49 department of agriculture and land stewardship.

50     Sec. 5. NEW SECTION. 717B.5A Dispositional

SF2301.4981 (1) 84

-2-

da/nh

2/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 **expenses — commercial establishment fund.**  
2 A local authority may submit a claim to the  
3 department to pay for dispositional expenses incurred  
4 by the local authority if the local authority complies  
5 with the requirements provided in section 162.2D.>  
6 2. Title page, by striking lines 1 through 4 and  
7 inserting <An Act providing for the payment of expenses  
8 incurred by a local authority when providing for  
9 rescue, maintenance, or disposition of certain animals  
10 in commercial establishments.>

---

MATT McCOY



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2302

S-5075

- 1 Amend Senate File 2302 as follows:  
2 1. Page 1, line 11, after <awarded.> by inserting  
3 <This subsection does not apply to a request for bids  
4 or proposals for marketing products or services or  
5 advertising products or services.>  
6 2. Page 1, line 12, after <12B.> by inserting <a.>  
7 3. Page 1, line 17, by striking <a.> and inserting  
8 <(1)>  
9 4. Page 1, line 19, by striking <b.> and inserting  
10 <(2)>  
11 5. Page 1, line 24, by striking <c.> and inserting  
12 <(3)>  
13 6. Page 1, line 27, by striking <d.> and inserting  
14 <(4)>  
15 7. Page 1, after line 29 by inserting:  
16 <b. This subsection does not apply to a request for  
17 bids or proposals for marketing products or services or  
18 advertising products or services.>

---

BILL DIX



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2254

S-5076

1 Amend Senate File 2254 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. Section 483A.24, subsections 3 and 4,  
5 Code Supplement 2011, are amended to read as follows:

6 3. The director shall provide up to seventy-five  
7 nonresident deer hunting licenses for allocation as  
8 provided in this subsection.

9 a. Thirty-five of the nonresident deer hunting  
10 licenses shall be allocated as requested by a majority  
11 of a committee consisting of the majority leader of  
12 the senate, speaker of the house of representatives,  
13 and director of the economic development authority, or  
14 their designees. The licenses provided pursuant to  
15 this subsection shall be in addition to the number of  
16 nonresident licenses authorized pursuant to section  
17 483A.8. The purpose of the special nonresident  
18 licenses is to allow state officials and local  
19 development groups to promote the state and its natural  
20 resources to nonresident guests and dignitaries.  
21 Photographs, videotapes, or any other form of media  
22 resulting from the hunting visitation shall not be  
23 used for political campaign purposes. The nonresident  
24 licenses shall be issued without application upon  
25 payment of the nonresident deer hunting license fee and  
26 the wildlife habitat fee. The licenses are valid in  
27 all zones open to deer hunting. The hunter safety and  
28 ethics education certificate requirement pursuant to  
29 section 483A.27 is waived for a nonresident issued a  
30 license pursuant to this subsection.

31 b. Forty of the nonresident deer hunting licenses  
32 shall be allocated as provided in subsection 4A.

33 4. The director shall provide up to ~~twenty-five~~  
34 ~~seventy-five~~ nonresident wild turkey hunting licenses  
35 for allocation as provided in this subsection.

36 a. Thirty-five of the nonresident wild turkey  
37 hunting licenses shall be allocated as requested  
38 by a majority of a committee consisting of the  
39 majority leader of the senate, speaker of the house  
40 of representatives, and director of the economic  
41 development authority, or their designees. The  
42 licenses provided pursuant to this subsection shall  
43 be in addition to the number of nonresident licenses  
44 authorized pursuant to section 483A.7. The purpose  
45 of the special nonresident licenses is to allow state  
46 officials and local development groups to promote the  
47 state and its natural resources to nonresident guests  
48 and dignitaries. Photographs, videotapes, or any other  
49 form of media resulting from the hunting visitation  
50 shall not be used for political campaign purposes.

SF2254.4877 (1) 84

-1-

av/nh

1/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 The nonresident licenses shall be issued without  
2 application upon payment of the nonresident wild  
3 turkey hunting license fee and the wildlife habitat  
4 fee. The licenses are valid in all zones open to wild  
5 turkey hunting. The hunter safety and ethics education  
6 certificate requirement pursuant to section 483A.27 is  
7 waived for a nonresident issued a license pursuant to  
8 this subsection.  
9 b. Forty of the nonresident wild turkey hunting  
10 licenses shall be allocated as provided in subsection  
11 4A.  
12 Sec. 2. Section 483A.24, Code Supplement 2011, is  
13 amended by adding the following new subsection:  
14 NEW SUBSECTION. 4A. Forty of the nonresident deer  
15 hunting licenses and wild turkey hunting licenses  
16 allocated under subsections 3 and 4 shall be available  
17 for issuance to nonresidents who have served in the  
18 armed forces of the United States on active federal  
19 service and who were disabled during the veteran's  
20 military service or who are serving in the armed forces  
21 of the United States on active federal service and  
22 have been disabled during military service to enable  
23 the disabled person to participate in a hunt that is  
24 conducted by an organization that conducts hunting  
25 experiences in this state for disabled persons. The  
26 licenses shall be issued as follows:  
27 a. The department shall prepare an application to  
28 be used by a person requesting a special license under  
29 this subsection.  
30 (1) The department shall verify that the license  
31 will be used by the applicant in connection with  
32 a hunt conducted by an approved organization that  
33 conducts hunting experiences in this state for disabled  
34 veterans and members of the armed forces serving on  
35 active federal service who have been disabled during  
36 military service. The department shall specify, by  
37 rules adopted under chapter 17A, what requirements  
38 an organization must meet in order to be approved to  
39 conduct hunts for disabled persons who obtain licenses  
40 under this subsection.  
41 (2) The department of veterans affairs shall assist  
42 the department in verifying the status or claims of  
43 applicants under this subsection. As used in this  
44 subsection, "*disabled*" means entitled to a service  
45 connected rating under 38 U.S.C. ch. 11 with a degree  
46 of disability of thirty percent or more.  
47 b. A license issued under this subsection shall be  
48 in addition to the number of nonresident wild turkey  
49 hunting licenses authorized pursuant to section 483A.7  
50 and nonresident deer hunting licenses authorized

SF2254.4877 (1) 84

-2-

av/nh

2/3





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 pursuant to section 483A.8. However, a nonresident  
2 who obtains a license pursuant to this subsection is  
3 not eligible to obtain a nonresident deer hunting  
4 license or wild turkey hunting license under any other  
5 provision of law.  
6     *c.* A disabled person who receives a special license  
7 under this subsection shall purchase a hunting license,  
8 and a wild turkey hunting license or a deer hunting  
9 license, if applicable, and pay the wildlife habitat  
10 fee, all for the same fee that is charged to resident  
11 hunters. If hunting deer, the disabled person shall  
12 also pay a one dollar fee that shall be used and is  
13 appropriated for the purpose of deer herd population  
14 management, including assisting with the cost of  
15 processing deer donated to the help us stop hunger  
16 program administered by the commission.  
17     *od.* A special hunting license shall be available  
18 for issuance under this subsection to a disabled  
19 veteran or disabled member of the armed forces serving  
20 on active federal service for the same fee that is  
21 charged to a resident hunter to enable such a disabled  
22 person to participate in a hunt conducted by an  
23 organization approved under this subsection for which  
24 only a hunting license is required.  
25     *d.* A disabled person who receives a special license  
26 under this subsection shall complete the hunter safety  
27 and ethics education course.  
28     *e.* A license issued under this subsection is valid  
29 for use only on a hunt conducted by an organization  
30 approved under this subsection.  
31     *f.* The commission shall adopt rules under chapter  
32 17A for the administration of this subsection.>  
33     2. Title page, line 2, after <and> by inserting  
34 <disabled>  
35     3. By renumbering as necessary.

---

DICK L. DEARDEN

SF2254.4877 (1) 84

-3-

av/nh

3/3



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

House File 2329

S-5077

1 Amend House File 2329, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <Section 1. Section 483A.24, Code Supplement 2011,  
6 is amended by adding the following new subsection:

7 NEW SUBSECTION. 10A. The commission shall issue a  
8 special hunting license to a disabled nonresident who  
9 has served in the armed forces of the United States on  
10 active federal service and was disabled during that  
11 veteran's military service or who is serving in the  
12 armed forces of the United States on active federal  
13 service and has been disabled during military service,  
14 to enable the disabled person to participate in a hunt  
15 that is conducted by a nonprofit organization that  
16 conducts hunting experiences in this state for disabled  
17 veterans and disabled members of the armed forces  
18 serving on active federal service. The licenses shall  
19 be issued as follows:

20 a. The department shall prepare an application to  
21 be used by a person requesting a special license under  
22 this subsection.

23 (1) The department shall verify that the license  
24 will be used by the applicant in connection with a hunt  
25 conducted by an approved nonprofit organization that  
26 conducts hunting experiences in this state for disabled  
27 veterans and disabled members of the armed forces  
28 serving on active federal service. The department  
29 shall specify, by rules adopted under chapter 17A,  
30 what requirements a nonprofit organization must meet  
31 in order to be approved to conduct hunts for disabled  
32 persons who obtain licenses under this subsection.

33 (2) The department of veterans affairs shall assist  
34 the department in verifying the status or claims of  
35 applicants under this subsection. As used in this  
36 subsection, "disabled" means entitled to a service  
37 connected rating under 38 U.S.C. ch. 11 with a degree  
38 of disability of thirty percent or more.

39 b. A disabled veteran or disabled member of the  
40 armed forces serving on active federal service who  
41 receives a special license under this subsection shall  
42 purchase a hunting license and pay the wildlife habitat  
43 fee, all for the same fee that is charged to resident  
44 hunters.

45 c. A license issued under this subsection is  
46 valid for use only on a hunt conducted by a nonprofit  
47 organization approved under this subsection.

48 d. The commission shall issue no more than forty  
49 of each of the special licenses available under this  
50 subsection per year.

HF2329.4878 (1) 84

-1-

av/sc

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1     *e.* The commission shall adopt rules under chapter  
2 17A for the administration of this subsection.>

---

DICK L. DEARDEN



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2317

S-5078

- 1 Amend Senate File 2317 as follows:
- 2 1. Page 14, after line 32 by inserting:
- 3 <Sec. \_\_\_\_ EFFECTIVE DATE. This Act takes effect
- 4 January 1, 2013.>
- 5 2. Title page, by striking line 2 and inserting
- 6 <, providing for fees, and including effective date
- 7 provisions.>
- 8 3. By renumbering as necessary.

---

DICK L. DEARDEN



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2302

S-5079

1 Amend Senate File 2302 as follows:  
2 1. Page 1, after line 29 by inserting:  
3 <NEW SUBSECTION. 12C. Subsections 12A and 12B do  
4 not apply to procurement of or for public improvement  
5 projects.>

---

ROBY SMITH



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

Senate File 2061

S-5080

1 Amend Senate File 2061 as follows:  
2 1. Page 1, after line 22 by inserting:  
3 <i. Ensure compliance with the federal Nonadmitted  
4 and Reinsurance Reform Act of 2010, Tit. V, subtit.  
5 B, of the federal Dodd-Frank Wall Street Reform and  
6 Consumer Protection Act.>  
7 2. Page 2, by striking line 11 and inserting:  
8 <7. *“Eligible surplus lines insurer”* means either  
9 of the following:  
10 a. A nonadmitted>  
11 3. Page 2, after line 14 by inserting:  
12 <b. A nonadmitted insurer domiciled outside of  
13 the United States that is listed on the quarterly  
14 listing of alien insurers maintained by the national  
15 association of insurance commissioners.>  
16 4. Page 4, line 7, after <subsection 2> by  
17 inserting <, or any government or governmental entity>  
18 5. Page 6, line 10, after <imposed> by inserting  
19 <for surplus lines insurance for which the insured’s  
20 home state is Iowa>  
21 6. Page 7, by striking lines 13 through 18.  
22 7. Page 7, line 19, by striking <c.> and inserting  
23 <b.>  
24 8. Page 11, line 26, after <may> by inserting <,  
25 after notice and a hearing,>  
26 9. Page 15, after line 8 by inserting:  
27 <Sec. \_\_\_\_\_. NEW SECTION. 515I.13A Scope of  
28 operation.  
29 This chapter applies only to transactions when  
30 this state is the home state of the applicant or the  
31 insured.>  
32 10. Page 15, after line 20 by inserting:  
33 <Sec. \_\_\_\_\_. Section 432.1, subsection 3, Code 2011,  
34 is amended to read as follows:  
35 3. The applicable percent, as provided in  
36 subsection 4, of the gross amount of premiums written,  
37 and assessments and fees received during the preceding  
38 calendar year by every company or association other  
39 than life on contracts of insurance other than  
40 life for business done in this state, including all  
41 insurance upon property situated in this state except  
42 surplus lines insurance, after deducting the amounts  
43 returned upon canceled policies, certificates, and  
44 rejected applications but not including the gross  
45 premiums written, and assessments and fees received  
46 in connection with ocean marine insurance authorized  
47 in section 515.48. For surplus lines insurance, the  
48 applicable percent, as provided in subsection 4, shall  
49 be calculated on the amount of premiums written on  
50 surplus lines insurance policies where the home state

SF2061.4986 (1) 84

-1-

av/nh

1/2



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

1 of the insured, as defined in chapter 515I, is Iowa.>  
2 11. By renumbering as necessary.

---

THOMAS RIELLY



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

**Senate File 2321 - Introduced**

SENATE FILE 2321  
BY COMMITTEE ON APPROPRIATIONS  
  
(SUCCESSOR TO SSB 3172)

**A BILL FOR**

1 An Act relating to the funding of, the operation of, and  
2 appropriation of moneys to the college student aid  
3 commission, the department for the blind, the department of  
4 education, and the state board of regents, and providing  
5 effective date provisions.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 5117SV (3) 84  
kh/tm



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

S.F. 2321

## DIVISION I

## FY 2012-2013 EDUCATION APPROPRIATIONS

## MIDWESTERN HIGHER EDUCATION COMPACT

4 Section 1. 2011 Iowa Acts, chapter 132, section 32, is  
5 amended to read as follows:

6 SEC. 32. There is appropriated from the general fund of  
7 the state to the department of education for the following  
8 fiscal years, the following amounts, or so much thereof as is  
9 necessary, to be used for the purposes designated:

10 To be distributed to the midwestern higher education compact  
11 to pay Iowa's member state annual obligation:

|    |                   |    |                   |
|----|-------------------|----|-------------------|
| 12 | FY 2010-2011..... | \$ | 39,000            |
| 13 | FY 2011-2012..... | \$ | 100,000           |
| 14 | FY 2012-2013..... | \$ | <del>50,000</del> |
| 15 |                   |    | 100,000           |

16 Notwithstanding section 8.33, moneys appropriated in  
17 this section, to the department of education for purposes  
18 of paying Iowa's member state annual obligation under the  
19 midwestern higher education compact, that remain unencumbered  
20 or unobligated at the close of the fiscal year beginning July  
21 1, 2010, and ending June 30, 2011, shall not revert but shall  
22 remain available for expenditure for the purpose designated  
23 until the close of the succeeding fiscal year.

## DEPARTMENT FOR THE BLIND

25       Sec. 2. 2011 Iowa Acts, chapter 132, section 97, is amended  
26 to read as follows:

27 SEC. 97. ADMINISTRATION. There is appropriated from the  
28 general fund of the state to the department for the blind for  
29 the fiscal year beginning July 1, 2012, and ending June 30,  
30 2013, the following amount, or so much thereof as is necessary,  
31 to be used for the purposes designated:

32 1. For salaries, support, maintenance, miscellaneous  
33 purposes, and for not more than the following full-time  
34 equivalent positions:

35 ..... \$ ~~845,908~~

LSB 5117SV (3) 84

 $kh/tm$ 

1/37

**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 12, 2012**

S.F. 2321

|   |  |      |                  |
|---|--|------|------------------|
| 1 |  |      | <u>1,791,815</u> |
| 2 | .....  | FTEs | 88.00            |
| 3 | 2. For costs associated with universal access to audio   |      |                  |
| 4 | information over the phone on demand for blind and print |      |                  |
| 5 | handicapped Iowans:                                      |      |                  |
| 6 | .....  | \$   | 25,000           |
| 7 |  |      | 50,000           |

## COLLEGE STUDENT AID COMMISSION

9       Sec. 3.   2011 Iowa Acts, chapter 132, section 98, is amended  
10 to read as follows:

11 SEC. 98. There is appropriated from the general fund of the  
12 state to the college student aid commission for the fiscal year  
13 beginning July 1, 2012, and ending June 30, 2013, the following  
14 amounts, or so much thereof as is necessary, to be used for the  
15 purposes designated:

16 1. GENERAL ADMINISTRATION

17 For salaries, support, maintenance, miscellaneous purposes,  
18 and for not more than the following full-time equivalent  
19 positions:

|          |      |                |
|----------|------|----------------|
| 20 ..... | \$   | 116,472        |
| 21 ..... |      | <u>232,943</u> |
| 22 ..... | FTEs | 3.95           |

23 The college student aid commission shall submit in a report  
24 to the general assembly by January 1, 2013, proposals for a  
25 website to disseminate internship opportunities.

26      2.    STUDENT AID PROGRAMS

27 For payments to students for the Iowa grant program  
28 established in section 261.93:

|    |       |    |                    |
|----|-------|----|--------------------|
| 29 | ..... | \$ | <del>395,589</del> |
| 30 |       |    | 791,177            |

31 3. ~~DES MOINES UNIVERSITY~~ — HEALTH CARE PROFESSIONAL  
32 RECRUITMENT PROGRAM

33 For ~~forgivable loans to Iowa students attending Des~~  
34 ~~Moines university — osteopathic medical center under the~~  
35 ~~forgivable loan repayment program for health care professionals~~



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 established pursuant to section 261.19:  
2 ..... \$ ~~162,987~~  
3 325,973  
4 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM  
5 For purposes of providing national guard educational  
6 assistance under the program established in section 261.86:  
7 ..... \$ ~~1,593,117~~  
8 5,686,233  
9 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM  
10 For the teacher shortage loan forgiveness program  
11 established in section 261.112:  
12 ..... \$ ~~196,226~~  
13 392,452  
14 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM  
15 For purposes of the all Iowa opportunity foster care grant  
16 program established pursuant to section 261.6:  
17 ..... \$ ~~277,029~~  
18 554,057  
19 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM  
20 a. For purposes of the all Iowa opportunity scholarship  
21 program established pursuant to section 261.87:  
22 ..... \$ ~~1,120,427~~  
23 2,240,854  
24 b. If the moneys appropriated by the general assembly to the  
25 college student aid commission for fiscal year 2012-2013 for  
26 purposes of the all Iowa opportunity scholarship program exceed  
27 \$500,000, "eligible institution" as defined in section 261.87,  
28 shall, during fiscal year 2012-2013, include accredited private  
29 institutions as defined in section 261.9, subsection 1.  
30 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS  
31 PROGRAM  
32 a. For purposes of the registered nurse and nurse educator  
33 loan forgiveness program established pursuant to section  
34 261.23:  
35 ..... \$ ~~40,426~~



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 80,852  
2     b. It is the intent of the general assembly that the  
3 commission continue to consider moneys allocated pursuant to  
4 this subsection as moneys that meet the state matching funds  
5 requirements of the federal leveraging educational assistance  
6 program and the federal supplemental leveraging educational  
7 assistance program established under the Higher Education Act  
8 of 1965, as amended.  
9     9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT  
10 PROGRAM  
11     For purposes of the barber and cosmetology arts and sciences  
12 tuition grant program established pursuant to section 261.18:  
13 ..... \$ ~~18,469~~  
14 36,938  
15     Sec. 4. 2011 Iowa Acts, chapter 132, section 101, is amended  
16 to read as follows:  
17     SEC. 101. WORK-STUDY APPROPRIATION FOR FY  
18 2012-2013. Notwithstanding section 261.85, for the fiscal year  
19 beginning July 1, 2012, and ending June 30, 2013, the amount  
20 appropriated from the general fund of the state to the college  
21 student aid commission for the work-study program under section  
22 261.85 shall be ~~zero~~ \$250,000.  
23                             DEPARTMENT OF EDUCATION  
24     Sec. 5. 2011 Iowa Acts, chapter 132, section 102, is amended  
25 to read as follows:  
26     SEC. 102. There is appropriated from the general fund of  
27 the state to the department of education for the fiscal year  
28 beginning July 1, 2012, and ending June 30, 2013, the following  
29 amounts, or so much thereof as is necessary, to be used for the  
30 purposes designated:  
31     1. GENERAL ADMINISTRATION  
32     For salaries, support, maintenance, miscellaneous purposes,  
33 and for not more than the following full-time equivalent  
34 positions:  
35 ..... \$ ~~2,956,906~~

LSB 5117SV (3) 84  
kh/tm



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

|    |  |           |
|----|--|-----------|
| 1  |  | 5,913,812 |
| 2  | ..... FTEs   | 81.67     |
| 3  | 2. VOCATIONAL EDUCATION ADMINISTRATION                                 |           |
| 4  | For salaries, support, maintenance, miscellaneous purposes,            |           |
| 5  | and for not more than the following full-time equivalent               |           |
| 6  | positions:   |           |
| 7  | ..... \$   | 224,638   |
| 8  |  | 547,840   |
| 9  | ..... FTEs   | 11.50     |
| 10 | 3. VOCATIONAL REHABILITATION SERVICES DIVISION                         |           |
| 11 | a. For salaries, support, maintenance, miscellaneous                   |           |
| 12 | purposes, and for not more than the following full-time                |           |
| 13 | equivalent positions:  |           |
| 14 | ..... \$   | 2,481,584 |
| 15 |  | 4,963,168 |
| 16 | ..... FTEs   | 255.00    |
| 17 | <u>For purposes of optimizing the job placement of individuals</u>     |           |
| 18 | <u>with disabilities, the division shall refer a minimum of 47.5</u>   |           |
| 19 | <u>percent of the division case service and personnel expenditures</u> |           |
| 20 | <u>to community rehabilitation program providers in order to help</u>  |           |
| 21 | <u>individuals with disabilities to acquire and retain jobs. The</u>   |           |
| 22 | <u>majority of the referrals to community rehabilitation program</u>   |           |
| 23 | <u>providers shall be for job placement and retention services</u>     |           |
| 24 | <u>to enable the division to leverage networks that community</u>      |           |
| 25 | <u>rehabilitation program providers have with local employers</u>      |           |
| 26 | <u>and to utilize community rehabilitation program providers'</u>      |           |
| 27 | <u>expertise in helping individuals with significant disabilities</u>  |           |
| 28 | <u>and most significant disabilities to acquire and retain jobs.</u>   |           |
| 29 | b. For matching funds for programs to enable persons                   |           |
| 30 | with severe physical or mental disabilities to function more           |           |
| 31 | independently, including salaries and support, and for not more        |           |
| 32 | than the following full-time equivalent position:                      |           |
| 33 | ..... \$   | 19,564    |
| 34 |  | 39,128    |
| 35 | ..... FTEs   | 1.00      |



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 c. For the entrepreneurs with disabilities program  
2 established pursuant to section 259.4, subsection 9:  
3 ..... \$ 72,768  
4 ..... 145,535  
5 d. For costs associated with centers for independent  
6 living:  
7 ..... \$ 20,147  
8 ..... 40,294  
9 4. STATE LIBRARY  
10 a. For salaries, support, maintenance, miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:  
13 ..... \$ 604,810  
14 ..... 1,209,619  
15 ..... FTEs 17.00  
16 b. For the enrich Iowa program established under section  
17 256.57:  
18 ..... \$ 837,114  
19 ..... 2,174,228  
20 5. LIBRARY SERVICE AREA SYSTEM  
21 For ~~state aid~~ salaries, support, maintenance, miscellaneous  
22 purposes, and for not more than the following full-time  
23 equivalent positions:  
24 ..... \$ 502,722  
25 ..... 1,005,444  
26 ..... FTEs 12.00  
27 6. PUBLIC BROADCASTING DIVISION  
28 For salaries, support, maintenance, capital expenditures,  
29 miscellaneous purposes, and for not more than the following  
30 full-time equivalent positions:  
31 ..... \$ 3,327,011  
32 ..... 6,969,021  
33 ..... FTEs 82.00  
34 ~~7. REGIONAL TELECOMMUNICATIONS COUNCILS~~  
35 ~~For state aid:~~



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 ..... \$ 496,457  
2     ~~The regional telecommunications councils established~~  
3 ~~in section 8D.5 shall use the moneys appropriated in this~~  
4 ~~subsection to provide technical assistance for network~~  
5 ~~classrooms, planning and troubleshooting for local area~~  
6 ~~networks, scheduling of video sites, and other related support~~  
7 ~~activities.~~  
8     8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS  
9     For reimbursement for vocational education expenditures made  
10 by secondary schools:  
11 ..... \$ 1,315,067  
12 ..... 2,630,134  
13     Moneys appropriated in this subsection shall be used  
14 to reimburse school districts for vocational education  
15 expenditures made by secondary schools to meet the standards  
16 set in sections 256.11, 258.4, and 260C.14.  
17     9. SCHOOL FOOD SERVICE  
18     For use as state matching funds for federal programs that  
19 shall be disbursed according to federal regulations, including  
20 salaries, support, maintenance, miscellaneous purposes, and for  
21 not more than the following full-time equivalent positions:  
22 ..... \$ 1,088,399  
23 ..... 2,176,797  
24 ..... FTEs 20.58  
25     10. EARLY CHILDHOOD IOWA FUND — GENERAL AID  
26     For deposit in the school ready children grants account of  
27 the early childhood Iowa fund created in section 256I.11:  
28 ..... \$ 2,693,057  
29 ..... 5,386,113  
30     a. From the moneys deposited in the school ready children  
31 grants account for the fiscal year beginning July 1, 2012, and  
32 ending June 30, 2013, not more than \$265,950 is allocated for  
33 the early childhood Iowa office and other technical assistance  
34 activities. The early childhood Iowa state board shall direct  
35 staff to work with the early childhood stakeholders alliance



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 created in section 256I.12 to inventory technical assistance  
2 needs. Moneys allocated under this lettered paragraph may be  
3 used by the early childhood Iowa state board for the purpose of  
4 skills development and support for ongoing training of staff.  
5 However, except as otherwise provided in this subsection,  
6 moneys shall not be used for additional staff or for the  
7 reimbursement of staff.

8     b. As a condition of receiving moneys appropriated in  
9 this subsection, each early childhood Iowa area board shall  
10 report to the early childhood Iowa state board progress on  
11 each of the local indicators approved by the area board. Each  
12 early childhood Iowa area board must also submit an annual  
13 budget for the area's comprehensive school ready children  
14 grant developed for providing services for children from birth  
15 through five years of age, and provide other information  
16 specified by the early childhood Iowa state board, including  
17 budget amendments as needed. The early childhood Iowa state  
18 board shall establish a submission deadline for the annual  
19 budget and any budget amendments that allow a reasonable period  
20 of time for preparation by the early childhood Iowa area boards  
21 and for review and approval or request for modification of  
22 the materials by the early childhood Iowa state board. In  
23 addition, each early childhood Iowa area board must continue to  
24 comply with reporting provisions and other requirements adopted  
25 by the early childhood Iowa state board in implementing section  
26 256I.9.

27     c. Of the amount appropriated in this subsection for  
28 deposit in the school ready children grants account of the  
29 early childhood Iowa fund, \$2,318,018 shall be used for efforts  
30 to improve the quality of early care, health, and education  
31 programs. Moneys allocated pursuant to this paragraph may be  
32 used for additional staff and for the reimbursement of staff.  
33 The early childhood Iowa state board may reserve a portion  
34 of the allocation, not to exceed \$88,650, for the technical  
35 assistance expenses of the early childhood Iowa state office,

LSB 5117SV (3) 84

-8-

kh/tm

8/37





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 including the reimbursement of staff, and shall distribute  
2 the remainder to early childhood Iowa areas for local quality  
3 improvement efforts through a methodology identified by the  
4 early childhood Iowa state board to make the most productive  
5 use of the funding, which may include use of the distribution  
6 formula, grants, or other means.

7 d. Of the amount appropriated in this subsection for  
8 deposit in the school ready children grants account of  
9 the early childhood Iowa fund, \$825,030 shall be used for  
10 support of professional development and training activities  
11 for persons working in early care, health, and education by  
12 the early childhood Iowa state board in collaboration with  
13 the professional development component group of the early  
14 childhood Iowa stakeholders alliance maintained pursuant to  
15 section 256I.12, subsection 7, paragraph "b", and the early  
16 childhood Iowa area boards. Expenditures shall be limited to  
17 professional development and training activities agreed upon by  
18 the parties participating in the collaboration.

19 11. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION  
20 ASSISTANCE

21 a. For deposit in the school ready children grants account  
22 of the early childhood Iowa fund created in section 256I.11:  
23 ..... \$ ~~2,714,439~~  
24 5,428,877

25 b. The amount appropriated in this subsection shall be  
26 used for early care, health, and education programs to assist  
27 low-income parents with tuition for preschool and other  
28 supportive services for children ages three, four, and five  
29 who are not attending kindergarten in order to increase the  
30 basic family income eligibility requirement to not more than  
31 200 percent of the federal poverty level. In addition, if  
32 sufficient funding is available after addressing the needs of  
33 those who meet the basic income eligibility requirement, an  
34 early childhood Iowa area board may provide for eligibility  
35 for those with a family income in excess of the basic income



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 eligibility requirement through use of a sliding scale or other  
2 copayment provisions.

3 12. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT  
4 EDUCATION

5 a. For deposit in the school ready children grants account  
6 of the early childhood Iowa fund created in section 256I.11:  
7 ..... \$ ~~6,182,217~~  
8 12,364,434

9 b. The amount appropriated in this subsection shall be  
10 used for family support services and parent education programs  
11 targeted to families expecting a child or with newborn and  
12 infant children through age five and shall be distributed using  
13 the distribution formula approved by the early childhood Iowa  
14 state board and shall be used by an early childhood Iowa area  
15 board only for family support services and parent education  
16 programs targeted to families expecting a child or with newborn  
17 and infant children through age five.

18 c. In order to implement the legislative intent stated in  
19 sections 135.106 and 256I.9, that priority for home visitation  
20 program funding be given to programs using evidenced-based or  
21 promising models for home visitation, it is the intent of the  
22 general assembly to phase-in the funding priority as follows:

23 (1) By July 1, 2013, 25 percent of state funds expended  
24 for home visiting programs are for evidence based or promising  
25 program models.

26 (2) By July 1, 2014, 50 percent of state funds expended for  
27 home visiting programs are for evidenced-based or promising  
28 program models.

29 (3) By July 1, 2015, 75 percent of state funds expended  
30 for home visiting programs are for evidence based or promising  
31 program models.

32 (4) By July 1, 2016, 90 percent of state funds expended  
33 for home visiting programs are for evidence-based or promising  
34 program models. The remaining 10 percent of funds may be  
35 used for innovative program models that do not yet meet the

LSB 5117SV (3) 84

-10-

kh/tm

10/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 definition of evidence-based or promising programs.

2 d. For the purposes of this subsection, unless the context  
3 requires:

4 (1) "Evidence-based program" means a program that is based  
5 on scientific evidence demonstrating that the program model  
6 is effective. An evidence-based program shall be reviewed  
7 onsite and compared to program model standards by the model  
8 developer or the developer's designee at least every five years  
9 to ensure that the program continues to maintain fidelity  
10 with the program model. The program model shall have had  
11 demonstrated significant and sustained positive outcomes in an  
12 evaluation utilizing a well-designed and rigorous randomized  
13 controlled research design or a quasi-experimental research  
14 design, and the evaluation results shall have been published in  
15 a peer-reviewed journal.

16 (2) "Family support programs" includes group-based parent  
17 education or home visiting programs that are designed to  
18 strengthen protective factors, including parenting skills,  
19 increasing parental knowledge of child development, and  
20 increasing family functioning and problem solving skills. A  
21 family support program may be used as an early intervention  
22 strategy to improve birth outcomes, parental knowledge, family  
23 economic success, the home learning environment, family and  
24 child involvement with others, and coordination with other  
25 community resources. A family support program may have a  
26 specific focus on preventing child maltreatment or ensuring  
27 children are safe, healthy, and ready to succeed in school.

28 (3) "Promising program" means a program that meets all of  
29 the following requirements:

30 (a) The program conforms to a clear, consistent family  
31 support model that has been in existence for at least three  
32 years.

33 (b) The program is grounded in relevant empirically-based  
34 knowledge.

35 (c) The program is linked to program-determined outcomes.

LSB 5117SV (3) 84

-11-

kh/tm

11/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1     (d) The program is associated with a national or state  
2     organization that either has comprehensive program standards  
3     that ensure high-quality service delivery and continuous  
4     program quality improvement or the program model has  
5     demonstrated through the program's benchmark outcomes that the  
6     program has achieved significant positive outcomes equivalent  
7     to those achieved by program models with published significant  
8     and sustained results in a peer-reviewed journal.

9     (e) The program has been awarded the Iowa family support  
10    credential and has been reviewed onsite at least every five  
11    years to ensure the program's adherence to the Iowa family  
12    support standards approved by the early childhood Iowa  
13    state board created in section 256I.3 or a comparable set of  
14    standards. The onsite review is completed by an independent  
15    review team that is not associated with the program or the  
16    organization administering the program.

17    e. (1) The data reporting requirements adopted by the early  
18    childhood Iowa state board pursuant to section 256I.4 for the  
19    family support programs targeted to families expecting a child  
20    or with newborn and infant children through age five and funded  
21    through the board shall require the programs to participate  
22    in a state administered internet-based data collection system  
23    by July 1, 2013. The data reporting requirements shall be  
24    developed in a manner to provide for compatibility with local  
25    data collection systems. The state board's annual report  
26    submitted each January to the governor and general assembly  
27    under section 256I.4 shall include family support program  
28    outcomes beginning with the January 2015 report.

29    (2) The data on families served that is collected by the  
30    family support programs funded through the early childhood  
31    Iowa initiative shall include but is not limited to basic  
32    demographic information, services received, funding utilized,  
33    and program outcomes for the children and families served. The  
34    state board shall adopt performance benchmarks for the family  
35    support programs and shall revise the Iowa family support



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 credential to incorporate the performance benchmarks on or  
2 before January 1, 2014.

3 (3) The state board shall identify minimum competency  
4 standards for the employees and supervisors of family support  
5 programs funded through the early childhood Iowa initiative.  
6 The state board shall submit recommendations concerning the  
7 standards to the governor and general assembly on or before  
8 January 1, 2014.

9 (4) On or before January 1, 2013, the state board shall  
10 adopt criminal and child abuse record check requirements for  
11 the employees and supervisors of family support programs funded  
12 through the early childhood Iowa initiative.

13 (5) The state board shall develop a plan to implement a  
14 coordinated intake and referral process for publicly funded  
15 family support programs in order to engage the families  
16 expecting a child or with newborn and infant children through  
17 age five in all communities in the state by July 1, 2015.

18 13. BIRTH TO AGE THREE SERVICES

19 For expansion of the federal Individuals with Disabilities  
20 Education Improvement Act of 2004, Pub. L. No. 108-446, as  
21 amended to January 1, 2012, birth through age three services  
22 due to increased numbers of children qualifying for those  
23 services:

24 ..... \$ ~~860,700~~  
25 1,721,400

26 From the moneys appropriated in this subsection, \$383,769  
27 shall be allocated to the child health specialty clinic at the  
28 state university of Iowa to provide additional support for  
29 infants and toddlers who are born prematurely, drug-exposed, or  
30 medically fragile.

31 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

32 To provide moneys for costs of providing textbooks to each  
33 resident pupil who attends a nonpublic school as authorized by  
34 section 301.1:

35 ..... \$ ~~280,107~~

LSB 5117SV (3) 84

-13-

kh/tm

13/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 560,214  
2 Funding under this subsection is limited to \$20 per pupil and  
3 shall not exceed the comparable services offered to resident  
4 public school pupils.  
5 15. CORE CURRICULUM AND CAREER INFORMATION AND  
6 DECISION-MAKING SYSTEM  
7 For purposes of implementing the statewide core curriculum  
8 for school districts and accredited nonpublic schools and a  
9 state-designated career information and decision-making system:  
10 ..... \$ 500,000  
11 1,500,000  
12 16. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM  
13 For purposes of the student achievement and teacher quality  
14 program established pursuant to chapter 284, and for not more  
15 than the following full-time equivalent positions:  
16 ..... \$ 2,392,500  
17 5,195,157  
18 ..... FTEs 2.00  
19 17. JOBS FOR AMERICA'S GRADUATES  
20 For school districts to provide direct services to the  
21 most at-risk senior high school students enrolled in school  
22 districts through direct intervention by a jobs for America's  
23 graduates specialist:  
24 ..... \$ 20,000  
25 540,000  
26 18. COMMUNITY COLLEGES  
27 a. For general state financial aid to merged areas as  
28 defined in section 260C.2 in accordance with chapters 258 and  
29 260C:  
30 ..... \$ 81,887,324  
31 188,774,647  
32 ~~The funds appropriated in this subsection shall be allocated~~  
33 ~~pursuant to the formula established in section 206C.18C.~~  
34 Notwithstanding the allocation formula in section 260C.18C,  
35 the funds appropriated in this subsection shall be allocated



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 as follows:

|    |                            |               |
|----|----------------------------|---------------|
| 2  | (1) Merged Area I.....     | \$ 9,410,108  |
| 3  | (2) Merged Area II.....    | \$ 9,618,608  |
| 4  | (3) Merged Area III.....   | \$ 8,869,371  |
| 5  | (4) Merged Area IV.....    | \$ 4,362,345  |
| 6  | (5) Merged Area V.....     | \$ 10,583,054 |
| 7  | (6) Merged Area VI.....    | \$ 8,504,520  |
| 8  | (7) Merged Area VII.....   | \$ 12,895,629 |
| 9  | (8) Merged Area IX.....    | \$ 16,261,078 |
| 10 | (9) Merged Area X.....     | \$ 29,382,410 |
| 11 | (10) Merged Area XI.....   | \$ 30,644,465 |
| 12 | (11) Merged Area XII.....  | \$ 10,588,450 |
| 13 | (12) Merged Area XIII..... | \$ 11,187,562 |
| 14 | (13) Merged Area XIV.....  | \$ 4,444,054  |
| 15 | (14) Merged Area XV.....   | \$ 13,939,682 |
| 16 | (15) Merged Area XVI.....  | \$ 8,083,311  |

17 b. For distribution to community colleges to supplement  
18 faculty salaries:

|          |            |
|----------|------------|
| 19 ..... | \$ 250,000 |
| 20 ..... | 500,000    |

21 ~~c. For deposit in the workforce training and economic~~  
22 ~~development funds created pursuant to section 260C.18A:~~

|          |                         |
|----------|-------------------------|
| 23 ..... | <del>\$ 2,500,000</del> |
|----------|-------------------------|

24 STATE BOARD OF REGENTS

25 Sec. 6. 2011 Iowa Acts, chapter 132, section 103, is amended  
26 to read as follows:

27 SEC. 103. There is appropriated from the general fund of  
28 the state to the state board of regents for the fiscal year  
29 beginning July 1, 2012, and ending June 30, 2013, the following  
30 amounts, or so much thereof as is necessary, to be used for the  
31 purposes designated:

32 1. OFFICE OF STATE BOARD OF REGENTS

33 a. For salaries, support, maintenance, miscellaneous  
34 purposes, and for not more than the following full-time  
35 equivalent positions:

LSB 5117SV (3) 84

-15-

kh/tm

15/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 ..... \$ 532,503  
2 ..... 1,065,005  
3 ..... FTEs 15.00  
4 The state board of regents shall submit a monthly financial  
5 report in a format agreed upon by the state board of regents  
6 office and the legislative services agency. The report  
7 submitted in December 2012 shall include the five-year  
8 graduation rates for the regent universities.  
9 b. For moneys to be allocated to the southwest Iowa graduate  
10 studies center:  
11 ..... \$ 43,736  
12 ..... 87,471  
13 c. For moneys to be allocated to the siouxland interstate  
14 metropolitan planning council for the tristate graduate center  
15 under section 262.9, subsection 22:  
16 ..... \$ 33,301  
17 ..... 66,601  
18 d. For moneys to be allocated to the quad-cities graduate  
19 studies center:  
20 ..... \$ 64,888  
21 ..... 129,776  
22 The board may transfer moneys appropriated under paragraph  
23 "b", "c", or "d", of this subsection to any of the other  
24 centers specified in paragraph "b", "c", or "d", if the board  
25 notifies, in writing, the general assembly and the legislative  
26 services agency of the amount, the date, and the purpose of the  
27 transfer.  
28 e. For moneys to be distributed to Iowa public radio for  
29 public radio operations:  
30 ..... \$ 195,784  
31 ..... 391,568  
32 2. STATE UNIVERSITY OF IOWA  
33 a. General university, including lakeside laboratory  
34 For salaries, support, maintenance, equipment, miscellaneous  
35 purposes, and for not more than the following full-time





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 equivalent positions:  
2 ..... \$~~104,868,656~~  
3 ..... 221,538,802  
4 ..... FTEs 5,058.55  
5     b. Oakdale campus  
6     For salaries, support, maintenance, miscellaneous purposes,  
7 and for not more than the following full-time equivalent  
8 positions:  
9 ..... \$ ~~1,093,279~~  
10 ..... 2,186,558  
11 ..... FTEs 38.25  
12     c. State hygienic laboratory  
13     For salaries, support, maintenance, miscellaneous purposes,  
14 and for not more than the following full-time equivalent  
15 positions:  
16 ..... \$ ~~1,768,358~~  
17 ..... 3,536,716  
18 ..... FTEs 102.50  
19     d. Family practice program  
20     For allocation by the dean of the college of medicine, with  
21 approval of the advisory board, to qualified participants  
22 to carry out the provisions of chapter 148D for the family  
23 practice program, including salaries and support, and for not  
24 more than the following full-time equivalent positions:  
25 ..... \$ ~~894,133~~  
26 ..... 1,788,265  
27 ..... FTEs 190.40  
28     e. Child health care services  
29     For specialized child health care services, including  
30 childhood cancer diagnostic and treatment network programs,  
31 rural comprehensive care for hemophilia patients, and the  
32 Iowa high-risk infant follow-up program, including salaries  
33 and support, and for not more than the following full-time  
34 equivalent positions:  
35 ..... \$ ~~329,728~~



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

|    |  |         |
|----|--|---------|
| 1  |  | 659,456 |
| 2  | ..... FTEs   | 57.97   |
| 3  | f. Statewide cancer registry                                   |         |
| 4  | For the statewide cancer registry, and for not more than the   |         |
| 5  | following full-time equivalent positions:                      |         |
| 6  | ..... \$   | 74,526  |
| 7  |  | 149,051 |
| 8  | ..... FTEs   | 2.10    |
| 9  | g. Substance abuse consortium                                  |         |
| 10 | For moneys to be allocated to the Iowa consortium for          |         |
| 11 | substance abuse research and evaluation, and for not more than |         |
| 12 | the following full-time equivalent position:                   |         |
| 13 | ..... \$   | 27,765  |
| 14 |  | 55,529  |
| 15 | ..... FTEs   | 1.00    |
| 16 | h. Center for biocatalysis                                     |         |
| 17 | For the center for biocatalysis, and for not more than the     |         |
| 18 | following full-time equivalent positions:                      |         |
| 19 | ..... \$   | 361,864 |
| 20 |  | 723,727 |
| 21 | ..... FTEs   | 6.28    |
| 22 | i. Primary health care initiative                              |         |
| 23 | For the primary health care initiative in the college          |         |
| 24 | of medicine, and for not more than the following full-time     |         |
| 25 | equivalent positions:  |         |
| 26 | ..... \$   | 324,465 |
| 27 |  | 648,930 |
| 28 | ..... FTEs   | 5.89    |
| 29 | From the moneys appropriated in this lettered paragraph,       |         |
| 30 | \$254,889 shall be allocated to the department of family       |         |
| 31 | practice at the state university of Iowa college of medicine   |         |
| 32 | for family practice faculty and support staff.                 |         |
| 33 | j. Birth defects registry                                      |         |
| 34 | For the birth defects registry, and for not more than the      |         |
| 35 | following full-time equivalent position:                       |         |



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

|    |  |    |             |
|----|--|----|-------------|
| 1  | .....  | \$ | 19,144      |
| 2  |  |    | 38,288      |
| 3  | ..... FTEs   |    | 1.00        |
| 4  | k. Larned A. Waterman Iowa nonprofit resource center           |    |             |
| 5  | For the Larned A. Waterman Iowa nonprofit resource center,     |    |             |
| 6  | and for not more than the following full-time equivalent       |    |             |
| 7  | positions:   |    |             |
| 8  | .....  | \$ | 81,270      |
| 9  |  |    | 162,539     |
| 10 | ..... FTEs   |    | 2.75        |
| 11 | l. Iowa online advanced placement academy science,             |    |             |
| 12 | technology, engineering, and mathematics initiative            |    |             |
| 13 | For the establishment of the Iowa online advanced placement    |    |             |
| 14 | academy science, technology, engineering, and mathematics      |    |             |
| 15 | initiative:  |    |             |
| 16 | .....  | \$ | 240,925     |
| 17 |  |    | 481,849     |
| 18 | m. For the Iowa flood center for use by the university's       |    |             |
| 19 | college of engineering pursuant to section 466C.1:             |    |             |
| 20 | .....  | \$ | 1,500,000   |
| 21 | 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY             |    |             |
| 22 | a. General university  |    |             |
| 23 | For salaries, support, maintenance, equipment, miscellaneous   |    |             |
| 24 | purposes, and for not more than the following full-time        |    |             |
| 25 | equivalent positions:  |    |             |
| 26 | .....  | \$ | 82,172,599  |
| 27 |  |    | 173,592,567 |
| 28 | ..... FTEs   |    | 3,647.42    |
| 29 | b. Agricultural experiment station                             |    |             |
| 30 | For the agricultural experiment station salaries, support,     |    |             |
| 31 | maintenance, miscellaneous purposes, and for not more than the |    |             |
| 32 | following full-time equivalent positions:                      |    |             |
| 33 | .....  | \$ | 14,055,939  |
| 34 |  |    | 28,111,877  |
| 35 | ..... FTEs   |    | 546.98      |

LSB 5117SV (3) 84

-19-

kh/tm

19/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1     c. Cooperative extension service in agriculture and home  
2 economics  
3     For the cooperative extension service in agriculture and  
4 home economics salaries, support, maintenance, miscellaneous  
5 purposes, and for not more than the following full-time  
6 equivalent positions:  
7 ..... \$ ~~8,968,361~~  
8 ..... 17,936,722  
9 ..... FTEs 383.34  
10    d. Leopold center  
11    For agricultural research grants at Iowa state university of  
12 science and technology under section 266.39B, and for not more  
13 than the following full-time equivalent positions:  
14 ..... \$ ~~198,709~~  
15 ..... 397,417  
16 ..... FTEs 11.25  
17    e. Livestock disease research  
18    For deposit in and the use of the livestock disease research  
19 fund under section 267.8:  
20 ..... \$ ~~86,423~~  
21 ..... 172,845  
22    4. UNIVERSITY OF NORTHERN IOWA  
23    a. General university  
24    For salaries, support, maintenance, equipment, miscellaneous  
25 purposes, and for not more than the following full-time  
26 equivalent positions:  
27 ..... \$ ~~37,367,293~~  
28 ..... 82,939,749  
29 ..... FTEs 1,447.50  
30    b. Recycling and reuse center  
31    For purposes of the recycling and reuse center, and for not  
32 more than the following full-time equivalent positions:  
33 ..... \$ ~~87,628~~  
34 ..... 175,256  
35 ..... FTEs 3.00

LSB 5117SV (3) 84  
kh/tm

20/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 c. Science, technology, engineering, and mathematics (STEM)  
2 collaborative initiative

3 For purposes of establishing a science, technology,  
4 engineering, and mathematics (STEM) collaborative initiative,  
5 and for not more than the following full-time equivalent  
6 positions:

|         |      |                  |
|---------|------|------------------|
| 7 ..... | \$   | 867,328          |
| 8 ..... |      | <u>4,734,656</u> |
| 9 ..... | FTEs | 6.20             |

10 (1) From the moneys appropriated in this lettered  
11 paragraph, up to \$282,000 shall be allocated for salaries,  
12 staffing, and institutional support. The remainder of the  
13 moneys appropriated in this lettered paragraph shall be  
14 expended only to support activities directly related to  
15 recruitment of kindergarten through grade 12 mathematics and  
16 science teachers and for ongoing mathematics and science  
17 programming for students enrolled in kindergarten through grade  
18 12.

19 (2) The university of northern Iowa shall work with the  
20 community colleges to develop STEM professional development  
21 programs for community college instructors and STEM curriculum  
22 development.

23 d. Real estate education program

24 For purposes of the real estate education program, and for  
25 not more than the following full-time equivalent position:

|          |      |                   |
|----------|------|-------------------|
| 26 ..... | \$   | <del>62,651</del> |
| 27 ..... |      | <u>125,302</u>    |
| 28 ..... | FTEs | 1.00              |

29 5. STATE SCHOOL FOR THE DEAF

30 For salaries, support, maintenance, miscellaneous purposes,  
31 and for not more than the following full-time equivalent  
32 positions:

|          |      |                      |
|----------|------|----------------------|
| 33 ..... | \$   | <del>4,339,982</del> |
| 34 ..... |      | <u>8,853,563</u>     |
| 35 ..... | FTEs | 126.60               |

LSB 5117SV (3) 84

-21-

kh/tm

21/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1     6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

2     For salaries, support, maintenance, miscellaneous purposes,  
3 and for not more than the following full-time equivalent  
4 positions:

5 ..... \$ ~~1,809,466~~  
6 ..... 3,691,310  
7 ..... FTEs       62.87

8     7. TUITION AND TRANSPORTATION COSTS

9     For payment to local school boards for the tuition and  
10 transportation costs of students residing in the Iowa braille  
11 and sight saving school and the state school for the deaf  
12 pursuant to section 262.43 and for payment of certain clothing,  
13 prescription, and transportation costs for students at these  
14 schools pursuant to section 270.5:

15 ..... \$       ~~5,882~~  
16 ..... 11,763

17     8. LICENSED CLASSROOM TEACHERS

18     For distribution at the Iowa braille and sight saving school  
19 and the Iowa school for the deaf based upon the average yearly  
20 enrollment at each school as determined by the state board of  
21 regents:

22 ..... \$       ~~41,025~~  
23 ..... 82,049

24     Sec. 7. 2011 Iowa Acts, chapter 132, section 7, subsection  
25 1, paragraph a, is amended to read as follows:

26     a. For salaries, support, maintenance, miscellaneous  
27 purposes, and for not more than the following full-time  
28 equivalent positions:

29 ..... \$ 1,065,005  
30 ..... FTEs       15.00

31     (1) The state board of regents shall submit a monthly  
32 financial report in a format agreed upon by the state board of  
33 regents office and the legislative services agency.

34     (2) The state board of regents may transfer moneys  
35 appropriated under paragraphs "b", "c", and "d", to any of the

LSB 5117SV (3) 84

-22-

kh/tm

22/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 centers specified in paragraph "b", "c", or "d", if the board  
2 notifies, in writing, the general assembly and the legislative  
3 services agency of the amount, the date, and the purpose of the  
4 transfer.

5 Sec. 8. Section 235A.15, subsection 2, paragraph e, Code  
6 Supplement 2011, is amended by adding the following new  
7 subparagraph:

8 NEW SUBPARAGRAPH. (22) To the administrator of a family  
9 support program receiving public funds, if the data relates to  
10 a record check of an employee working directly with families.

11 Sec. 9. Section 256.86, Code 2011, is amended to read as  
12 follows:

13 **256.86 Competition with private sector.**

14 1. It is the intent of the general assembly that the  
15 division shall not compete with the private sector by actively  
16 seeking revenue from its operations except as provided in this  
17 chapter.

18 2. a. The division may receive revenue for providing  
19 services, products, and usage of facilities and equipment if  
20 one or more of the following conditions are met:

21 (1) The service, product, or usage is not reasonably  
22 available in the private sector.

23 (2) The division can provide the service, product, or usage  
24 at a time, price, location, or terms that are not reasonably  
25 available through the private sector.

26 (3) The service, product, or usage is deemed by the division  
27 to be related to public service or the educational mission of  
28 the division.

29 b. The division may charge reasonable fees for providing  
30 services, products, and usage of facilities and equipment in  
31 accordance with paragraph "a", including but not limited to a  
32 reasonable equipment and facilities usage fee.

33 c. Fees charged in accordance with this subsection shall be  
34 deposited in the capital equipment replacement revolving fund  
35 created pursuant to section 256.87.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1     3. It is not the intent of the general assembly to prohibit  
2 the receipt of charitable contributions as defined by section  
3 170 of the Internal Revenue Code.

4     4. The board, the governor, or the administrator may apply  
5 for and accept federal or nonfederal gifts, loans, or grants of  
6 funds and may use the funds for projects under this chapter.

7     Sec. 10. Section 256.87, Code 2011, is amended to read as  
8 follows:

9     **256.87 Costs and fees — capital equipment replacement**  
10 **revolving fund.**

11     ~~1. The board may provide noncommercial production or~~  
12 ~~reproduction services for other public agencies, nonprofit~~  
13 ~~corporations or associations organized under state law, or~~  
14 ~~other nonprofit organizations, and may collect the costs of~~  
15 ~~providing the services from the public agency, corporation,~~  
16 ~~association, or organization, plus a separate equipment usage~~  
17 ~~fee in an amount determined by the board and based upon the~~  
18 ~~equipment used. The costs shall be deposited to the credit of~~  
19 ~~the board. The separate equipment usage fee shall be deposited~~  
20 ~~in the capital equipment replacement revolving fund.~~

21     ~~2. The board may establish a capital equipment replacement~~  
22 ~~revolving fund into which shall be deposited equipment usage~~  
23 ~~fees collected under subsection 1 and funds from other sources~~  
24 ~~designated for deposit in the~~ A capital equipment replacement  
25 revolving fund is created in the state treasury. The revolving  
26 fund shall be administered by the board and shall consist  
27 of moneys collected by the division as fees and any other  
28 moneys obtained or accepted by the division for deposit in the  
29 revolving fund.

30     2. The board may expend moneys from the capital equipment  
31 replacement revolving fund to update facilities and purchase  
32 ~~technical equipment for operating the educational radio and~~  
33 ~~television facility its operations.~~

34     3. Notwithstanding section 12C.7, subsection 2, interest  
35 or earnings on moneys in the revolving fund shall be credited





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 to the revolving fund. Notwithstanding section 8.33, moneys  
2 in the revolving fund that remain unencumbered or unobligated  
3 at the close of the fiscal year shall not revert to any other  
4 fund but shall remain available in the revolving fund for the  
5 purposes designated.

6 Sec. 11. Section 261.25, subsection 1, Code Supplement  
7 2011, is amended to read as follows:

8 1. There is appropriated from the general fund of the state  
9 to the commission for each fiscal year the sum of ~~forty-three~~  
10 ~~forty-six~~ million ~~five-hundred~~ thirteen thousand four hundred  
11 forty-eight dollars for tuition grants.

12 Sec. 12. Section 284.13, subsection 1, paragraphs a, b, c,  
13 and d, Code Supplement 2011, are amended to read as follows:

14 a. For the fiscal year beginning July 1, ~~2011~~ 2012, and  
15 ending June 30, ~~2012~~ 2013, to the department of education, the  
16 amount of ~~six~~ five hundred eighty-five thousand dollars for the  
17 issuance of national board certification awards in accordance  
18 with section 256.44. Of the amount allocated under this  
19 paragraph, not less than eighty-five thousand dollars shall  
20 be used to administer the ambassador to education position in  
21 accordance with section 256.45.

22 b. For the fiscal year beginning July 1, ~~2011~~ 2012, and  
23 ending June 30, ~~2012~~ 2013, an amount up to two million ~~three~~  
24 ~~four~~ hundred ~~ninety-five~~ thousand ~~one-hundred-fifty-seven~~  
25 dollars for first-year and second-year beginning teachers,  
26 to the department of education for distribution to school  
27 districts and area education agencies for purposes of the  
28 beginning teacher mentoring and induction programs. A school  
29 district or area education agency shall receive one thousand  
30 three hundred dollars per beginning teacher participating  
31 in the program. If the funds appropriated for the program  
32 are insufficient to pay mentors, school districts, and  
33 area education agencies as provided in this paragraph, the  
34 department shall prorate the amount distributed to school  
35 districts and area education agencies based upon the amount

LSB 5117SV (3) 84

-25-

kh/tm

25/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 appropriated. Moneys received by a school district or  
2 area education agency pursuant to this paragraph shall be  
3 expended to provide each mentor with an award of five hundred  
4 dollars per semester, at a minimum, for participation in  
5 the school district's or area education agency's beginning  
6 teacher mentoring and induction program; to implement the  
7 plan; and to pay any applicable costs of the employer's share  
8 of contributions to federal social security and the Iowa  
9 public employees' retirement system or a pension and annuity  
10 retirement system established under chapter 294, for such  
11 amounts paid by the district or area education agency.

12 c. For the fiscal year beginning July 1, ~~2011~~ 2012,  
13 and ending June 30, ~~2012~~ 2013, up to six hundred thousand  
14 dollars to the department for purposes of implementing the  
15 professional development program requirements of section 284.6,  
16 assistance in developing model evidence for teacher quality  
17 committees established pursuant to section 284.4, subsection  
18 1, paragraph "c", and the evaluator training program in section  
19 284.10. A portion of the funds allocated to the department for  
20 purposes of this paragraph may be used by the department for  
21 administrative purposes and for not more than four full-time  
22 equivalent positions.

23 d. For the fiscal year beginning July 1, ~~2011~~ 2012, and  
24 ending June 30, ~~2012~~ 2013, an amount up to one million ~~one~~  
25 six hundred ~~four~~ ten thousand ~~eight~~ one hundred ~~forty-three~~  
26 fifty-seven dollars to the department for the establishment  
27 of teacher development academies in accordance with section  
28 284.6, subsection 10. A portion of the funds allocated to  
29 the department for purposes of this paragraph may be used for  
30 administrative purposes.

31 Sec. 13. REPEAL. 2011 Iowa Acts, chapter 132, section 99,  
32 is repealed.

33 Sec. 14. EFFECTIVE UPON ENACTMENT. The section of this  
34 division of this Act amending 2011 Iowa Acts, chapter 132,  
35 section 7, subsection 1, paragraph a, being deemed of immediate



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 importance, takes effect upon enactment.

2 DIVISION II

3 WORKER TRAINING PROGRAMS IN COMMUNITY COLLEGES

4 Sec. 15. Section 84A.6, Code Supplement 2011, is amended by  
5 adding the following new subsection:

6 NEW SUBSECTION. 4. The department of workforce  
7 development, in consultation with the college student aid  
8 commission, shall issue a quarterly report identifying  
9 industries in which the department finds a shortage of skilled  
10 workers in this state for the purposes of the skilled workforce  
11 shortage tuition grant program established in section 261.130.

12 Sec. 16. Section 260C.18A, subsection 1, Code Supplement  
13 2011, is amended by adding the following new paragraph:

14 NEW PARAGRAPH. c. There is appropriated from the general  
15 fund of the state to the workforce training and economic  
16 development funds, the following amounts:

17 (1) For the fiscal year beginning July 1, 2012, and ending  
18 June 30, 2013, the sum of twelve million dollars.

19 (2) For the fiscal year beginning July 1, 2013, and ending  
20 June 30, 2014, the sum of twelve million dollars.

21 (3) For the fiscal year beginning July 1, 2014, and ending  
22 June 30, 2015, the sum of twelve million dollars.

23 Sec. 17. Section 260C.18A, subsection 2, Code Supplement  
24 2011, is amended by adding the following new paragraph:

25 NEW PARAGRAPH. j. Development and implementation of  
26 the national career readiness certificate and the skills  
27 certification system endorsed by the national association of  
28 manufacturers.

29 Sec. 18. Section 260I.2, Code Supplement 2011, is amended  
30 to read as follows:

31 260I.2 Gap tuition assistance program — fund —  
32 appropriation.

33 1. A gap tuition assistance program is established to  
34 provide funding to community colleges for need-based tuition  
35 assistance to applicants to enable completion of continuing

LSB 5117SV (3) 84

-27-

kh/tm

27/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 education certificate training programs for in-demand  
2 occupations.

3 2. a. There is established for the community colleges  
4 a gap tuition assistance fund in the state treasury to be  
5 administered by the department of education. The funds in the  
6 gap tuition assistance fund are appropriated to the department  
7 of education for the gap tuition assistance program.

8 b. There is appropriated from the general fund of the state  
9 to the gap tuition assistance fund, the following amounts:

10 (1) For the fiscal year beginning July 1, 2012, and ending  
11 June 30, 2013, the sum of two million dollars.

12 (2) For the fiscal year beginning July 1, 2013, and ending  
13 June 30, 2014, the sum of two million dollars.

14 (3) For the fiscal year beginning July 1, 2014, and ending  
15 June 30, 2015, the sum of two million dollars.

16 c. The aggregate total of grants awarded from the gap  
17 tuition assistance fund during a fiscal year shall not be more  
18 than two million dollars.

19 d. Moneys in the fund shall be allocated pursuant to the  
20 formula established in section 260C.18C. Notwithstanding  
21 section 8.33, moneys in the fund at the close of the fiscal  
22 year shall not revert to the general fund of the state but  
23 shall remain available for expenditure for the purpose  
24 designated for subsequent fiscal years. Notwithstanding  
25 section 12C.7, subsection 2, interest or earnings on moneys in  
26 the fund shall be credited to the fund.

27 Sec. 19. Section 260I.7, Code Supplement 2011, is amended  
28 to read as follows:

29 **260I.7 Initial assessment.**

30 An applicant for tuition assistance under this chapter shall  
31 complete an initial assessment administered by the community  
32 college receiving the application to determine the applicant's  
33 readiness to complete an eligible certificate program. The  
34 assessment shall include assessments for completion of a  
35 national career readiness certificate, including the areas of



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 reading for information, applied mathematics, and locating  
2 information. ~~An applicant must achieve a bronze-level~~  
3 ~~certificate or the minimum score required for an eligible~~  
4 ~~certificate program, whichever is higher, in order to be~~  
5 ~~approved for tuition assistance.~~ An applicant shall complete  
6 any additional assessments and occupational research required  
7 by an eligible certificate program.

8 Sec. 20. NEW SECTION. 261.130 Skilled workforce shortage  
9 tuition grant program — appropriation.

10 1. A skilled workforce shortage tuition grant may be awarded  
11 to any resident of Iowa who is admitted and in attendance  
12 as a full-time or part-time student in a career-technical  
13 or career option program to pursue an associate's degree or  
14 other training at a community college in the state, and who  
15 establishes financial need.

16 2. Skilled workforce shortage tuition grants shall be  
17 awarded only to students pursuing a career-technical or career  
18 option program in an industry identified as having a shortage  
19 of skilled workers by a community college after conducting a  
20 regional skills gap analysis or by the department of workforce  
21 development in the department's most recent quarterly report  
22 pursuant to section 84A.6, subsection 4.

23 3. The amount of a skilled workforce shortage tuition grant  
24 shall not exceed the lesser of one-half of a student's tuition  
25 and fees for an approved career-technical or career option  
26 program or the amount of the student's established financial  
27 need.

28 4. All classes identified by the community college  
29 as required for completion of the student's approved  
30 career-technical or career option program shall be considered a  
31 part of the student's career-technical or career option program  
32 for the purpose of determining the student's eligibility for a  
33 grant. Notwithstanding subsection 5, if a student is making  
34 satisfactory academic progress but the student cannot complete  
35 a career-technical or career option program in the time frame



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 allowed for a student to receive a skilled workforce shortage  
2 tuition grant as provided in subsection 5 because additional  
3 classes are required to complete the program, the student may  
4 continue to receive a skilled workforce shortage tuition grant  
5 for not more than one additional enrollment period.

6 5. a. A qualified full-time student may receive skilled  
7 workforce shortage tuition grants for not more than four  
8 semesters or the trimester or quarter equivalent of two full  
9 years of study. A qualified part-time student enrolled in a  
10 course of study including at least three semester hours but  
11 fewer than twelve semester hours or the trimester or quarter  
12 equivalent may receive skilled workforce shortage tuition  
13 grants for not more than eight semesters or the trimester or  
14 quarter equivalent of two full years of full-time study.

15 b. However, if a student resumes study after at least a  
16 two-year absence, the student may again be eligible for the  
17 specified amount of time, except that the student shall not  
18 receive assistance for courses for which credit was previously  
19 received.

20 6. A skilled workforce shortage tuition grant shall be  
21 awarded on an annual basis, requiring reapplication by the  
22 student for each year. Payments under the grant shall be  
23 allocated equally among the semesters or quarters of the year  
24 upon certification by the community college that the student  
25 is in full-time or part-time attendance in a career-technical  
26 or career option program consistent with the requirements of  
27 this section. If the student discontinues attendance before  
28 the end of any term after receiving payment of the grant, the  
29 entire amount of any refund due that student, up to the amount  
30 of any payments made under the annual grant, shall be paid by  
31 the community college to the state.

32 7. If a student receives financial aid under any other  
33 program, the full amount of that financial aid shall be  
34 considered part of the student's financial resources available  
35 in determining the amount of the student's financial need for

LSB 5117SV (3) 84

-30-

kh/tm

30/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 that period.

2 8. The commission shall administer this program and shall:

3 a. Provide application forms for distribution to students by  
4 Iowa high schools and community colleges.

5 b. Adopt rules for approving career-technical or career  
6 option programs in industries identified by the department of  
7 workforce development pursuant to section 84A.6, subsection 4;  
8 determining financial need; defining residence for the purposes  
9 of this section; processing and approving applications for  
10 grants; and determining priority for grants.

11 c. Approve and award grants on an annual basis.

12 d. Make an annual report to the governor and general  
13 assembly. The report shall include the number of students  
14 receiving assistance and the industries identified by  
15 the community colleges and by the department of workforce  
16 development pursuant to section 84A.6, subsection 4, for which  
17 students were admitted to a career-technical or career option  
18 program.

19 9. Each applicant, in accordance with the rules established  
20 by the commission, shall:

21 a. Complete and file an application for a skilled workforce  
22 shortage tuition grant.

23 b. Be responsible for the submission of the financial  
24 information required for evaluation of the applicant's need for  
25 a grant, on forms determined by the commission.

26 c. Report promptly to the commission any information  
27 requested.

28 d. Submit a new application for reevaluation of the  
29 applicant's eligibility to receive a second-year renewal of the  
30 grant.

31 10. a. There is appropriated from the general fund of the  
32 state to the commission for the skilled workforce shortage  
33 tuition grant program, the following amounts:

34 (1) For the fiscal year beginning July 1, 2012, and ending  
35 June 30, 2013, the sum of six million dollars.



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 (2) For the fiscal year beginning July 1, 2013, and ending  
2 June 30, 2014, the sum of six million dollars.

3 (3) For the fiscal year beginning July 1, 2014, and ending  
4 June 30, 2015, the sum of six million dollars.

5 b. Notwithstanding section 8.33, moneys appropriated in this  
6 subsection that remain unencumbered or unobligated at the close  
7 of the fiscal year shall not revert but shall remain available  
8 for expenditure for the purposes designated until the close of  
9 the fiscal year that begins July 1, 2014.

10 EXPLANATION

11 This bill relates to moneys appropriated for fiscal year  
12 2012-2013 from the general fund of the state to the college  
13 student aid commission, the department for the blind, the  
14 department of education, and the state board of regents and its  
15 institutions in 2011 Iowa Acts, chapter 132 (HF 645). The bill  
16 is organized into divisions.

17 FY 2012-2013 EDUCATION APPROPRIATIONS. The bill relates to  
18 moneys appropriated to the department for the blind for its  
19 administration and for costs associated with universal access  
20 to audio information over the phone on demand.

21 The bill relates to appropriations to the college student  
22 aid commission for general administrative purposes, student  
23 aid programs, loan repayment for health care professionals,  
24 the national guard educational assistance program, the teacher  
25 shortage loan forgiveness program, the all Iowa opportunity  
26 foster care grant and scholarship programs, the registered  
27 nurse loan and nurse educator forgiveness program, and the  
28 barber and cosmetology arts and sciences tuition grant program.

29 The bill directs the commission to submit in a report to the  
30 general assembly by January 1, 2013, proposals for a website to  
31 disseminate internship opportunities.

32 The bill increases the standing appropriation for Iowa  
33 tuition grants for students attending nonprofit institutions.

34 The bill increases the appropriation for the work-study  
35 program from zero in 2011 Iowa Acts, chapter 132, to \$250,000,

LSB 5117SV (3) 84

-32-

kh/tm

32/37





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 though the amount is still less than the amount that would have  
2 been provided had the standing appropriation not been reduced  
3 by the bill.

4 The bill relates to moneys appropriated to the department  
5 of education for purposes of the midwestern higher education  
6 compact, and the department's general administration,  
7 vocational education administration, division of vocational  
8 rehabilitation services including independent living and  
9 the entrepreneurs with disabilities program and independent  
10 living centers, state library for general administration and  
11 the enrich Iowa program, library service area system, public  
12 broadcasting division, vocational education to secondary  
13 schools, school food service, early childhood Iowa fund,  
14 expansion of the federal Individuals with Disabilities  
15 Education Improvement Act birth through age three services,  
16 textbooks for nonpublic school pupils, the core curriculum and  
17 career information and decision-making system, the student  
18 achievement and teacher quality program, jobs for America's  
19 graduates, and community colleges. The bill adds a new line  
20 item for purposes of education reform, and eliminates funding  
21 for regional telecommunications councils.

22 For purposes of optimizing the job placement of individuals  
23 with disabilities, the bill directs the vocational  
24 rehabilitation services division to refer a minimum of 47.5  
25 percent of the division case service and personnel expenditures  
26 to community rehabilitation program providers in order to help  
27 individuals with disabilities to acquire and retain jobs. The  
28 majority of the referrals to community rehabilitation program  
29 providers shall be for job placement and retention services  
30 to enable the division to leverage networks that community  
31 rehabilitation program providers have with local employers  
32 and to utilize community rehabilitation program providers'  
33 expertise in helping individuals with significant disabilities  
34 and most significant disabilities to acquire and retain jobs.

35 The bill specifies legislative intent for the phase-in of

LSB 5117SV (3) 84

-33-

kh/tm

33/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 funding priorities for the home visitation program; expands  
2 data reporting requirements relating to family support  
3 programs; and requires the early childhood Iowa state board  
4 to identify minimum competency standards, adopt criminal  
5 and child abuse record check requirements for employees and  
6 supervisors of family support programs, and to develop a plan  
7 to implement a coordinated intake and referral process for  
8 publicly funded family support programs statewide. The bill  
9 includes statutory language permitting the administrator of a  
10 family support program receiving public funds to have access to  
11 child abuse information if the data relates to a record check  
12 of an employee working directly with families.

13 The bill relates to moneys appropriated to the state  
14 board of regents for the board office, universities' general  
15 operating budgets; the southwest Iowa graduate studies center;  
16 the siouxland interstate metropolitan planning council; the  
17 quad-cities graduate studies center; Iowa public radio; the  
18 state university of Iowa; Iowa state university of science  
19 and technology; the university of northern Iowa; and for the  
20 Iowa school for the deaf and the Iowa braille and sight saving  
21 school, including tuition and transportation costs for students  
22 residing in the schools and licensed classroom teachers. The  
23 bill adds a new line item for purposes of priorities identified  
24 by the board. The bill also permits the board to redistribute  
25 moneys appropriated for purposes of the graduate studies  
26 centers among the graduate studies centers in fiscal years  
27 2011-2012 and 2012-2013. The provision authorizing fiscal year  
28 2011-2012 transfers takes effect upon enactment.

29 WORKER TRAINING PROGRAMS IN COMMUNITY COLLEGES. The bill  
30 establishes a skilled workforce shortage tuition grant program  
31 to be administered by the college student aid commission.  
32 A skilled workforce shortage tuition grant may be awarded  
33 by the commission to an Iowa resident who is admitted and  
34 in attendance as a full-time or part-time student in a  
35 vocational-technical or career option program to pursue an



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 associate's degree or other training at a community college  
2 in the state and who establishes financial need. Grants are  
3 limited to students pursuing a vocational-technical or career  
4 option program in an industry identified as having a shortage  
5 of skilled workers by a community college after conducting a  
6 regional skills gap analysis or by the department of workforce  
7 development. The bill directs the department, in consultation  
8 with the college student aid commission, to issue a quarterly  
9 report identifying industries in which the department finds  
10 a shortage of skilled workers in this state for the purposes  
11 of the program. A grant is not to exceed the lesser of  
12 one-half of a student's tuition and fees for an approved  
13 vocational-technical or career option program or the amount of  
14 the student's established financial need.

15 The bill strikes a Code provision that requires that  
16 applicants achieve a bronze level certificate or the minimum  
17 score requires for an eligible certificate program, whichever  
18 is higher, in order to be approved for financial assistance.

19 The bill provides that all classes identified by a community  
20 college as required for completion of the student's program are  
21 considered a part of the student's program for the purpose of  
22 determining the student's eligibility for a skilled workforce  
23 shortage tuition grant. The bill allows a student to continue  
24 to receive a grant for one additional enrollment period if  
25 additional classes are required to complete the program.

26 The bill provides that a qualified full-time student can  
27 receive skilled workforce shortage tuition grants for up to  
28 four semesters or the trimester or quarter equivalent of two  
29 full years of study. A qualified part-time student can receive  
30 grants for not more than eight semesters or the trimester or  
31 quarter equivalent of two full years of full-time study. The  
32 bill provides that if a student resumes study after at least a  
33 two-year absence, the student may regain eligibility for the  
34 specified amount of time, but cannot receive assistance for  
35 courses for which credit was previously received.

LSB 5117SV (3) 84

-35-

kh/tm

35/37



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 The bill provides that a skilled workforce shortage  
2 tuition grant is to be awarded on an annual basis, requiring  
3 reapplication by students for each year. Grants are to be  
4 allocated equally among the semesters or quarters of the year  
5 upon certification by a community college that a student is  
6 in attendance in a vocational-technical or career option  
7 program consistent with the requirements of the bill. If the  
8 student discontinues attendance before the end of a term after  
9 receiving payment of the grant, the entire amount of any refund  
10 due that student, up to the amount of any payments made under  
11 the annual grant, is to be paid by the community college to the  
12 state.

13 The bill provides that if a student receives financial aid  
14 under any other program, the full amount of that financial aid  
15 is to be considered part of the student's financial resources  
16 available in determining the amount of the student's financial  
17 need.

18 The bill directs the college student aid commission to carry  
19 out certain duties to administer the skilled workforce shortage  
20 tuition grant program, including distributing grant application  
21 forms, adopting necessary rules, approving and awarding grants,  
22 and making an annual report to the governor and the general  
23 assembly on the program. The bill provides that each applicant  
24 for a grant must complete and file an application, submit  
25 information for the determination of financial need, report  
26 promptly to the commission any information requested, and  
27 submit a new application for reevaluation of the applicant's  
28 eligibility to receive a second-year renewal of the grant.

29 The bill appropriates \$18 million from the general fund to  
30 the college student aid commission for the skilled workforce  
31 shortage tuition grant program for each fiscal year until  
32 the close of the fiscal year that begins July 1, 2016.  
33 Moneys appropriated by the bill that remain unencumbered or  
34 unobligated at the close of the fiscal year do not revert to  
35 the general fund but remain available for expenditure for the



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 12, 2012

S.F. 2321

1 purposes designated by the bill until the close of the fiscal  
2 year that begins July 1, 2016.

3 The bill establishes a gap tuition assistance fund in the  
4 state treasury for the community colleges. The fund is to be  
5 administered by the department of education. Moneys in the  
6 fund shall be allocated pursuant to the formula established  
7 in Code section 260C.18C. The bill appropriates \$2 million  
8 from the general fund to the gap tuition assistance fund to  
9 implement the gap tuition assistance program for each fiscal  
10 year until the close of the fiscal year that begins July 1,  
11 2016. The aggregate total of grants awarded shall not be more  
12 than \$2 million during a fiscal year.